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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 11035/2024 & CM APPL. 45601/2024**

LUDMILLA MARIA KAPITANOVA

.....Petitioner

Through: Mr. Lohitaksha Shukla, Mr. Raghav Awasthi, Ms. Chandni Shah and Mr. Mukesh Sharma, Advocates (through VC).

versus

CONSULAR OFFICER & ANR.

.....Respondents

Through: Ms. Nidhi Raman, CGSC with Mr. Zubin Singh, Mr. Akash Mishra, Mr. Souresh Nagar, Advocates and Ms. Priyanka Swami, G.P.for UOI/R-1& 2.

CORAM:

HON'BLE THE ACTING CHIEF JUSTICE

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

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09.08.2024

CM APPL. 45602/2024 & CM APPL. 45603/2024 (Exemptions)

1. Exemptions allowed, subject to all just exceptions.
2. Applications are disposed of.

W.P.(C) 11035/2024 & CM APPL. 45601/2024

3. Present petition has been filed seeking setting aside of the decision of the Respondent No. 1, the Consular Officer, Embassy of India in Brussels to cancel the Overseas Citizen of India ("OCI") status of the Petitioner *vide* order dated November 22, 2023. The Petitioner also seeks declaration that Section 7D(f) of the Citizenship Act, 1955 is unconstitutional.



4. Issue notice.
5. Ms. Nidhi Raman, learned CGSC accepts notice on behalf of the respondents. She prays for and is granted six weeks to file the counter affidavit.
6. Rejoinder affidavit be filed before the next date of hearing.
7. List on 17th December, 2024.

ACTING CHIEF JUSTICE

TUSHAR RAO GEDELA, J

**AUGUST 9, 2024/
kct**