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## **Constitution of India Art 7 - Rights of citizenship of certain migrants to Pakistan**

**Notwithstanding anything in articles 5 and 6, a person who has after the first day of March, 1947, migrated from the territory of India to the territory now included in Pakistan shall not be deemed to be a citizen of India:**

**Provided that nothing in this article shall apply to a person who, after having so migrated to the territory now included in Pakistan, has returned to the territory of India under a permit for resettlement or permanent return issued by or under the authority of any law and every such person shall for the purposes of clause (b) of article 6 be deemed to have migrated to the territory of India after the nineteenth day of July, 1948.**

### NOTES

**Migrated:** The word “migrated” in Articles 6 and 7 do not require an intention to reside permanently but merely ought to be voluntary and for a special purpose.<sup>1</sup>

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<sup>1</sup> Kusathil v. State of Kerala, AIR 1996 SC 1614 cited in Sankaranarayanan 2017