CIRCULAR

Subject: Use of Aadhaar number as an Identity proof in the registration of births and deaths - regarding.

Your attention is invited to the judgment dated 26-09-2018 of the Hon’ble Supreme Court of
India made in Writ Petition (Civil) No. 494 of 2012 titled Justice K.S. Puttaswamy (Retd.) & Anr vs
Union of India and Others. While upholding the constitutional validity of Aadhaar Act, 2016, the said
Court has read down Section 57 of the aforesaid Act. For the purpose of use of Aadhaar authentication
under Section under Section 57, the portion of Section 57 of the Aadhaar Act which enables body
corporate and individual to seek authentication was held to be unconstitutional by the Hon’ble Supreme
Court.

2. As you are aware that the registration of births and deaths in the country are being done under
the provisions of Registration of Births and Deaths (RBD) Act, 1969 and there is no provision in the
RBD Act which permits the use of Aadhaar for establishing the identity of an individual for the purpose
of registration of birth and death. There being no law framed for such use of Aadhaar, section 57 is not
attracted, therefore, the requirement of Aadhaar for registration of births and deaths is not mandatory.

3. In light of the above judgement of Hon’ble Supreme Court in respect to Aadhaar and to avoid
any inconvenience to the general public, you are requested to take the deemed appropriate action in this
regard and clarify all the local registering authorities that the applicant may provide the physical copy of
Aadhaar number or Enrolment ID number for establishing the identity of an individual for the purpose
of registration of birth and death on voluntary basis as one of the acceptable document. However, it may
be ensured that the first eight digits of the Aadhaar number are masked with black ink. In no case
Aadhaar number be stored in the database or printed on any document. Only the last four digits of the
Aadhaar Number may be printed or stored, if needed. Therefore, the use of Aadhaar number for the
purpose of registration of birth and death need not be considered as mandatory requirement. This office
may be apprised about the action taken in this regard.

(Sandhya Singh)
Deputy Registrar General (VS)

To,

The Chief Registrar of births and deaths of all States/UT’s.

प्रत्येक जन्म एवम् मृत्यु का पंजीकरण सुनिश्चित करें/
“Ensure Registration of Every Birth and Death”
F. NO 1/12/2018-VS (CRS)  Dated: 03-04-2019

Copy forwarded to the concerned DCO’s for information and necessary action.

(Sandhya Singh)
Deputy Registrar General (VS)