



Speed Post

F. NO 1/12/2018-VS (CRS)/385-386

भारत सरकार

GOVERNMENT OF INDIA

गृह मंत्रालय

MINISTRY OF HOME AFFAIRS

भारत के महारजिस्ट्रार का कार्यालय

OFFICE OF THE REGISTRAR GENERAL, INDIA

जीवनांक प्रभाग, पश्चिमी खण्ड-1, राम कृष्ण पुरम्, नई दिल्ली - 110066

V.S. Division, West Block -I, R.K. Puram, New Delhi - 110066

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### 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.

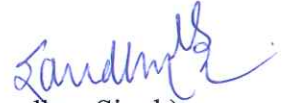


प्रत्येक जन्म एवम् मृत्यु का पंजीकरण सुनिश्चित करें/

"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)



प्रत्येक जन्म एवम् मृत्यु का पंजीकरण सुनिश्चित करें।

"Ensure Registration of Every Birth and Death"