

बिहार सरकार  
ग्रामीण विकास विभाग

पत्रांक- 245619

पटना, दिनांक- 3/9/2015

ग्रा0वि0-5/आधार (न्या0)-107-03/2015

प्रेषक,

प्रदीप कुमार,  
सचिव ।

सेवा में,

सभी प्रधान सचिव/ सचिव,

सभी विभागाध्यक्ष,

सभी प्रमंडलीय आयुक्त,

सभी जिला पदाधिकारी,

बिहार ।

विषय :- डब्लू0 पी0 (सी0) संख्या-494/2012 न्यायविद् के0एस0 पुत्तास्वामी (सेवानिवृत्त), बनाम, भारत सरकार एवं अन्य में माननीय सर्वोच्च न्यायालय द्वारा आधार कार्ड योजना हेतु दिनांक- 11.08.2015 को पारित अंतरिम आदेश (Interim Order) के अनुपालन संबंध में ।

प्रसंग:- संयुक्त सचिव, ग्रामीण विकास मंत्रालय, भारत सरकार के पत्र संख्या-J-11060/20/2015-RE-III दिनांक-21.08.2015

महाशय,

उपर्युक्त विषयक प्रासंगिक पत्र (प्रति संलग्न) के द्वारा डब्लू0 पी0 (सी0) संख्या-494/2012 न्यायविद् के0एस0 पुत्तास्वामी (सेवानिवृत्त), बनाम, भारत सरकार एवं अन्य में माननीय सर्वोच्च न्यायालय द्वारा दिनांक-11.08.2015 को पारित अंतरिम आदेश (Interim Order) की प्रति उपलब्ध कराई गई है । माननीय सर्वोच्च न्यायालय द्वारा दिनांक-11.08.2015 को पारित अंतरिम आदेश (Interim Order) (प्रति-संलग्न) के बिन्दु नीचे अंकित हैं:-

“Having considered the mater, we are of the view that the balance of interest would be best served, till the matter is finally decided by a larger Bench if the Union of India or the UIDA proceed in the following manner:-

1. The Union of India Shall give wide publicity in the electronic and print media including radio and television networks that it is not mandatory for a citizen to obtain an Aadhaar card;
2. The production of an Aadhaar card will not be condition for obtaining any benefits otherwise due to a citizen;
3. The Unique Identification Number or the Aadhaar card will not be used by the respondents for any purpose other than the PDS Scheme and in particular for the

purpose of distribution of food grains, etc. and cooking fuel, such as kerosene. The Aadhaar Card may also be used for the purpose of the LPG Distribution Scheme;

4. The information about an individual obtained by the the Unique Identification Authority of India while issuing an Aadhaar card shall not be used for any other purpose, save as above, except as may be directed by a Court for the purpose of criminal investigation.

Ordered accordingly."

अतः अनुरोध है कि माननीय सर्वोच्च न्यायालय के निर्णय से अपने सभी अधीनस्थ कार्यालयों को शीघ्र अवगत कराने तथा अनुपालन सुनिश्चित कराने की कृपा की जाय । साथ ही उक्त निदेशों को विभागीय वेबसाईट पर प्रदर्शित कराने के साथ सभी अधीनस्थ क्षेत्रीय कार्यालयों को नोटिस बोर्ड पर प्रदर्शित करने हेतु निदेशित करने की कृपा की जाय ।

अनुलग्नक: यथोक्त ।

विश्वासभाजन  
प्रदीप कुमार  
3.9.15  
(प्रदीप कुमार)  
सचिव ।

जापांक- 245619

दिनांक- 31/9/2015

प्रतिलिपि:- सभी उप विकास आयुक्त, बिहार, को सूचनार्थ प्रेषित ।

कृपया अपने सभी अधीनस्थ कार्यालयों को इससे अवगत कराते हुए अनुपालन सुनिश्चित कराया जाय ।

प्रदीप कुमार  
3.9.15  
सचिव ।

जापांक- 245619

दिनांक- 31/9/2015

प्रतिलिपि:- आई0 टी0 मैनेजर, ग्रामीण विकास विभाग बिहार, पटना को सूचनार्थ एवं आवश्यक कार्रवाई हेतु प्रेषित । अनुरोध है कि आदेश की प्रति विभागीय वेबसाईट पर अपलोड कराया जाय ।

प्रदीप कुमार  
3.9.15  
सचिव ।

No. J-11060/20/2015-RE-III  
Government of India  
Ministry of Rural Development  
Department of Rural Development

Krisbi Bhawan, New Delhi-110001.  
Dated: 21<sup>st</sup> August, 2015.

*Sup*  
*as) (K. Bala)*  
The Special Chief Secretary/Principal Secretaries/Secretaries of State  
Department of Rural Development/Panchayati Raj(in-charge of MGNREGS) of all  
States/UTs

**Subject: Implementation of the Order dated 11<sup>th</sup> August, 2015 passed by the Hon'ble Supreme Court of India in the Writ Petition (Civil) No. 494 of 2012 (Justice K.S. Puttaswamy(Retd.) & another V/s Union of India & Others) and connected cases relating to the Aadhaar Card Scheme of Government of India**

Sir/Madam,

I am to state that the Hon'ble Supreme Court of India, vide its interim Order dated 11<sup>th</sup> August, 2015 in the matter noted above has passed, *inter-alia*, the following directions:-

***"Having considered the matter, we are of the view that the balance of interest would be best served, till the matter is finally decided by a larger Bench if the Union of India or the UIDA proceed in the following manner:-***

- 1. The Union of India shall give wide publicity in the electronic and print media including radio and television networks that it is not mandatory for a citizen to obtain an Aadhaar card;***
- 2. The production of an Aadhaar card will not be condition for obtaining any benefits otherwise due to a citizen;***
- 3. The Unique Identification Number or the Aadhaar card will not be used by the respondents for any purpose other than the PDS Scheme and in particular for the purpose of distribution of foodgrains, etc. and cooking fuel, such as kerosene. The Aadhaar Card may also be used for the purpose of the LPG Distribution Scheme;***
- 4. The information about an individual obtained by the Unique Identification Authority of India while issuing an Aadhaar card shall not be used for any other purpose, save as above, except as may be directed by a Court for the purpose of criminal investigation.***

***Ordered accordingly."***

2. The above directions be fully complied with immediately. All earlier instructions stand superceded in the light of Hon'ble Supreme Court's interim order above.

3. It may please be ensured that appropriate instructions in this regard are issued by the State/UT Government at the earliest to all the field functionaries for strict compliance of Order of the Hon'ble Supreme Court. These instructions should be displayed on the websites and notice boards in the field offices. A copy thereof may kindly be sent to the Ministry

Yours faithfully,

(Aparajita Sarangi)  
Joint Secretary(RE/SAGY)  
Tel: 23383553.

Copy for information to:

1. PS to MOS(RD)
2. PS to MOS(RD)
3. PPS to Secretary(RD)
4. PPS to Additional Secretary(RD)
5. All officers/Sections/Consultants of MGNREGA Division.

Copy to NIC for uploading in the website <http://www.nrega.nic.in>

बिहार सरकार  
ग्रामीण विकास विभाग

जापांक 245621  
पटना, दिनांक 3/9/2015  
ग्राह 70-5 आधार (न.ग.व.)-107-03/2015  
प्रतिलिपि:- सभी जिला पदाधिकारी/ सभी उप विकास आयुक्त, बिहार, को सूचनार्थ एवं  
आवश्यक कार्रवाई हेतु प्रेषित ।

विश्वासभाजन,

(कनक बाला)

विशेष कार्य पदाधिकारी ।