

कार्यालय रक्षा लेखा महानियंत्रक, उलान बतार रोड, दिल्ली छावनी-10
Office of the CGDA, Ulan Batar Road, Palam, Delhi Cantt - 10

No. AN/III/3012/Circular Vol-VII

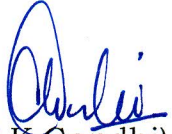
Dated 01.06.2015

To,

All PCsDA/PCA (Fys)/PIFAs
CsDA/CsFA (Fys)/ IFAs/RTCs

Sub :- WP(C) No. 494/2012-Justice K.S.Puttaswamy (Retd) vs UOI
adherence of Supreme Court's Order dated 23.09.2013.

Please find enclosed Government of India, Ministry of Finance Department of Expenditure Direct Benefit Transfer OM No.11011/112/2013-DBT dated 24.03.2015 along with letter from Shri. Ranjit Kumar Solicitor General of India addressed to Shri Ajit Seth Cabinet Secretary received under MoD D (IT) I.D. No. 13(6)/2014/D(IT) dated 30.04.2015 on the subject cited above for information.


(R.K.Gandhi)
For CGDA

Copy to

EDP Centre (Local):-	With request to kindly upload on CGDA website
AN-IV	For information and necessary action.

Sd-
(R.K.Gandhi)
SAO (AN)

रलेस:	12
रलेस/	Jt CGDA (AN)
रलेस/	Sr. ACGDA (AN) 12/15
कलेस/	Jt SAO/AO (AN) - III

Ministry of Defence
D(IT)

रक्षा लेखा महानियंत्रक सचिवालय

C G D A Secretariat

डायरी सं./Dy No. 657

दिनांक / Date... 08/05/2015

194

Subject: WP (C) No. 494/2012 – Justice K.S. Puttaswamy (Retd.) vs. UOI – adherence of Supreme Court's Order dated 23.09.2013.

Reference O.M. No.I-11011/112/2013-DBT-PF dated 24.03.2015 received from Joint Secretary (Direct Benefit Transfer), Department of Expenditure, M/o Finance on the above mentioned subject.

2. The Hon'ble Supreme Court in the above matter has directed on 16.3.2015 that the Order that was passed by the Court on 23.9.2013 should be adhered to by all the authorities, i.e. Union of India. The operative portion of the Order dated 23.09.2013 is reproduced below to ensure the compliance/adherence by all concerned:

“In the meanwhile, no person should suffer for not getting the Adhaar card inspite of the fact that some authority had issued a circular making it mandatory and when any person applies to get the Adhaar Card voluntarily, it may be checked whether that person is entitled for it under the law and it should not be given to any illegal immigrant.”

3. A copy of above reference received from Direct Benefit Transfer is enclosed for information and strict compliance/adherence.


(S.K. Bhola)
Director (Estt.+ IT)
Tel. 23014369

Encls: As above

1. VCOAS
2. VCNS
3. VCAS
4. DG, Coast Guard
5. DG, DGR
6. DG, DGAFMS
7. DG, BRO
8. CGDA
9. DGDE
10. JS (ESW), DESW
11. JS (Coord), DDP
12. CCR&D, DRDO

र ले सं म नि (ए.एन.डी)

Jt CGDA (AND)

डायरी सं./Diary No. 1359

दिनांक / Date... 12/05/15

All Joint Secretaries of Department of Defence

MOD ID No. 13(6)/2014/D(IT)

dated the 12 April 2015

Copy with enclosure to:

1. Sr. PPS to JS(E/PG)

1145
Sr. ACGDA (AN)
12/5/15

221
193

MOST IMMEDIATE
COURT MATTER

No.I-11011/112/2013-DBT-PF
Government of India
Ministry of Finance
Department of Expenditure
Direct Benefit Transfer

4th Floor, Shivaji Stadium Annexe
Rajiv Chowk, New Delhi – 110 001

Dated the 24th March, 2015.

SEEN
By Secy (PCC+MIS) 14/4/15
1265
US (O&M)/P/ST/EM/0
US (PCC)

31/3
BLE
DS (PCC+MIS)

OFFICE MEMORANDUM

Sub: WP (C) No.494/2012 – Justice K.S. Puttaswamy (Retd.) vs. UOI – Adherence of Supreme Court's Order dated 23.9.2013.

Secy
06/4/15
J.S. (EPG) & CVO
Diary No. 334
Date 1/4

The undersigned is directed to refer to Cabinet Secretariat's I.D.No.213/2/5/2012-CA.IV dated 20th March, 2015 (copy enclosed) and copy of letter No.CS-4491/15 dated 16th March, 2015 (copy enclosed) of Solicitor General of India conveying the observations of the Hon'ble Supreme Court for strict compliance/adherence of the Order dated 23.9.2013. The Hon'ble Court in the above matter has directed on 16.3.2015 that the Order that was passed by the Court on 23.9.2013 should be adhered to by all the authorities, i.e. Union of India, all States and all other authorities within the meaning of the Constitution of India. The operative portion of the Order dated 23.9.2013 is reproduced below to ensure the compliance/adherence by all concerned:-

"In the meanwhile, no person should suffer for not getting the Aadhaar card inspite of the fact that some authority had issued a circular making it mandatory and when any person applies to get the Aadhaar Card voluntarily, it may be checked whether that person is entitled for it under the law and it should not be given to any illegal immigrant."

2. For getting subsidy benefit and benefits under Government social welfare schemes, no one should be denied any benefits for want of Aadhaar number. However for containing corruption, improved delivery of benefits to the eligible beneficiaries and reducing cost of management of schemes, beneficiaries be advised, motivated and suggested to obtain Aadhaar number for seeding the same in beneficiary data base of schemes.

Defence Secy's Office
Diary No. 26
Date 29/3/15


(Nidhi Khare)

Joint Secretary (DBT)
Tele.# 23343860 Ext.333

US (L) 8/4/15 To

Secy 15.4.15

20(ET)

Copy to:

Secretary (Expenditure), Department of Expenditure, North Block, New

Delhi.

20(ET)

303(D(ET))/2015
15.4.15

1970/D(CMV)/2015
6/4/15

MOST IMMEDIATE
COURT MATTER10/2
220CABINET SECRETARIAT
RASHTRAPATI BHAWAN

Subject: WP (C) No. 494/2012- Justice K.S. Puttaswamy (Retd.) V. UOI – adherence of Supreme Court's order dated 23.9.2013.

Please find enclosed herewith a copy of letter No. nil dated 16th march, 2015 of Solicitor General of India conveying the observations of Hon'ble Supreme Court for strict compliance/adherence of the order dated 23.9.2013.

2. D/o Expenditure, along with UIDAI and DBT Mission, is requested to take necessary action in the matter.

Sd/-
(S. Ahiladini Panda)
Director
Tel: 23792357

D/o Expenditure (Shri Ratan P. Watal, Secretary)
Cabinet Secretariat's I.D. No. 213/2/5/2012-CA.IV dated 20th March, 2015

Copy, along with a copy of the reference cited, to:

1. Shri L.C. Goyal, Home Secretary.
2. Shri P.K. Malhotra, Secretary, D/o Legal Affairs.
3. Shri D.K. Mittal, Mission Director, DBT Mission, 4th Floor, Shivaji Stadium.
4. Shri V.S. Madan, DG & Mission Director, UIDAI.

Sd/-
(S. Ahiladini Panda)
Director

Copy, along with a copy of the reference cited, for kind information to:

Shri Nripendra Misra, Principal Secretary to Prime Minister.

Sd/-
(S. Ahiladini Panda)
Director

रंजीत कुमार
सॉलिसिटर जनरल भारत

RANJIT KUMAR
Solicitor General of India



Office/Chamber:
27, Law Officers' Chambers,
Supreme Court of India
Tel. : (+91) (11) 23381636, Fax : 23070238
E-mail : sgofficerk@gmail.com

CS-4491/15
17/3/15

15th March 2015

Sub: WP (C) No.494/2012 – Justice K.S. Puttaswamy (Retd) v. UOI [Court 6, Item 301]

Dear Shri Seth,

The abovementioned batch of matters relating to the validity of the issuance of Aadhaar cards which has to be heard by a Bench of three Hon'ble Judges was taken for hearing on 16.03.2015. It has been directed by order passed today that it be heard in the second week of July 2015.

In the meantime, the Court has directed today that the order that was passed by the Court on 23.09.2013 should be adhered to by all authorities i.e., the Union of India, all the States and all other authorities within the meaning of the Constitution of India. The operative portion of the order dated 23.09.2013 is quoted hereinbelow for your ready reference:-

"In the meanwhile, no person should suffer for not getting the Aadhaar card inspite of the fact that some authority had issued a circular making it mandatory and when any person applies to get the Aadhaar Card voluntarily, it may be checked whether that person is entitled for it under the law and it should not be given to any illegal immigrant."

This was necessitated on account of the fact that some of the Petitioners brought it to the notice of the Court that some of the States/authorities were violating the said order and were insisting that Aadhaar cards would be necessary for availing of some of the Government services or benefits.

Since it was observed by the Hon'ble Court that I should convey the strict compliance/adherence of the order dated 23.09.2013, I am writing this letter to you so that this order is fully adhered to. You are requested to please make sure of adherence of this order.

With regards,

Yours sincerely,

(Ranjit Kumar)

Shri Ajit Seth,
Cabinet Secretary,
Cabinet Secretariat,
Rashtrapati Bhavan,
New Delhi