

## **Circular No – 010/2024**

Date:22.01.2024

To

All Members of the Association

### **AADHAAR CANNOT BE USED AS A PROOF OF DATE OF BIRTH**

1. Government of India Ministry of Electronics and Information Technology, Unique Identification Authority of India had issued an Office Memorandum dated 20.12.2018. Para 6 of the said Office Memorandum reads as under:

“6. In view of the above, it is suggested that all Central Ministries/ Departments/ State Governments and other implementing agencies may keep in consideration the following :-

- (a) An Aadhaar number can be used for establishing identity of an individual subject to authentication and thereby, per se its not a proof of date of birth.
- (b) the usage of Aadhaar for delivery of welfare services, benefits or subsidies pursuant to Section 7 of the Aadhaar Act, 2016 or for any other purpose as may be required under any applicable law and the extent to which Aadhaar is to be used is to be determined by the implementing agencies such as State Government/ Central Ministries and other agencies.
- (c) Aadhaar which includes Aadhaar card, physical copy of e-aadhaar, masked Aadhaar, offline Aadhaar XML, and QR code embedded on the Aadhaar card, may be used as a proof of identity / proof of address along with other acceptable documents (subject to such terms and conditions as may be

imposed by the Authority from time to time), however, same may not be used as a proof of date of birth.”

2. The above aspect of the Aadhar Act 2016 has been reiterated /highlighted /pressed upon by the different High Courts. In the recent judgment dated 28.07.2023 in criminal Writ Petition no. 3002/2022 in the case of State of Maharashtra Vs. Unique Identification Authority of India and Others of Division Bench of Bombay High Court have once again reiterated that Aadhaar cannot be used as a proof of age.
3. Unique Identification Authority of India (UIDAI) have reiterated the above position in their recent circular dated 22.12.2023.
4. On the basis of the clarification issued by the UIDAI, the Provident Fund Organization New Delhi have issued Internal Circular dated 16.01.2024 under which Aadhaar stands removed from the list of acceptable documents as a date of birth proof.

Copy of the EPFO Circular dated 16.01.2024 along with Circular no. 8/2023 dated 22.12.2023 issued by the UIDAI is enclosed for the information of members.

**For KARNATAKA EMPLOYERS' ASSOCIATION**  
**Sd/**  
**[B C Prabhakar]**  
**President**



कर्मचारी भविष्य निधि संगठन  
**EMPLOYEES' PROVIDENT FUND ORGANISATION**  
श्रम एवं रोजगार मंत्रालय, भारत सरकार  
MINISTRY OF LABOUR & EMPLOYMENT, GOVERNMENT OF INDIA  
मुख्य कार्यालय/Head Office  
भविष्य निधि भवन, 14, भीकाजी कामा प्लेस, नई दिल्ली-110066  
Bhavishya Nidhi Bhawan, 14, Bhikaiji Cama Place, New Delhi-110066  
Website: [www.epfindia.gov.in](http://www.epfindia.gov.in), [www.epfindia.nic.in](http://www.epfindia.nic.in)



No: WSU/2024/1/UIDAI Matter/4090

Date: 16.01.2024

To

All ACC (Zones)  
All RPFC (Regional offices) and  
Office in charge of ROs

**Sub: Removal of Aadhaar from the list of acceptable documents as a Date of Birth Proof-reg**  
**Ref: SOP on Joint Declaration issued vide circular no- WSU/2022/Rationalisation of work areas/Joint Declaration (E-54018)/3638 dated 22/08/2023**

Madam/Sir,

Please refer to subject cited above,

2. In this connection, a letter has been received from UIDAI (copy attached), wherein it has been stated that use of Aadhaar, as a proof of DoB needs to be deleted from the list of acceptable documents.
3. Accordingly, the Aadhaar is being removed from the list of acceptable documents for correction in date of birth as mentioned in Table-B of Annexure -1 of the JD SOP under reference.

(This issues with the approval of CPFC)

(Sushant Kandwal)  
RPFC-I (WSU)

Copy to:

1. FA and CAO, CVO, Director PDNASS for information please
2. All ACC(HQs) Head office and All ACCs and RPFCs(Head office) for information please.
3. ISD necessary modifications in application software.

16/1/24

F. No. HQ-13065/1/2022-AUTH-II HQ/8075  
**Unique Identification Authority of India**  
 (Authentication and Verification Division)

UIDAI Headquarter  
 Bangla Sahib Road, Behind Kali Mandir  
 Gole Market, New Delhi – 110 001  
 Dated 22.12.2023

**Circular No. 08 of 2023**

**Subject: Accepting Aadhaar as a proof of Date of Birth (DoB) — regarding.**

It has been observed that AUAs/KUAs are considering and accepting Aadhaar card / e-Aadhaar as one of the acceptable documents for proof of Date of Birth (DoB).

2. In this regard, it is pertinent to mention that, Aadhaar is a unique 12 digit ID issued to a resident after he/she undergoes the enrolment process by submitting his/her demographic and biometric information. Once a resident is assigned an Aadhaar number, it can be used to authenticate the resident through various modes as prescribed under Aadhaar Act, 2016 and Regulations framed there under.

3. At the time of enrolment/update, UIDAI records DoB as claimed by the resident, on the basis of the documents submitted by them, as specified under the list of supporting documents for Aadhaar enrolment, provided on the UIDAI website ([https://uidai.gov.in/images/commndoc/26\\_JAN\\_2023\\_Aadhaar\\_List\\_of\\_documents\\_English.pdf](https://uidai.gov.in/images/commndoc/26_JAN_2023_Aadhaar_List_of_documents_English.pdf)). Further, it is to be noted that Regulations 10(4) and 19A of the Aadhaar (Enrolment and Update) Regulations, 2016, mention that verification of the enrolment and update data shall be performed as provided in Schedule III.

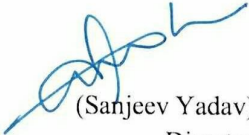
4. In this regard, attention is drawn towards Office Memorandum dated 20.12.2018 issued by MeitY through UIDAI, wherein it has been stated that “An Aadhaar number can be used for establishing identity of an individual subject to authentication and thereby, per se its not a proof of date of birth” (copy enclosed).

5. This aspect of the Aadhaar Act, 2016 has been reiterated/highlighted/stressed upon by different High Courts in recent judgments. The most recent one is given by the Hon’ble High Court of Bombay, in the case of *State of Maharashtra V/s Unique Identification Authority of India And Ors.* dated 28.07.2023 (copy enclosed).

6. In view of the above, it is required that use of Aadhaar, as a proof of DoB needs to be deleted from the list of acceptable documents.

7. This issues with the approval of the Competent Authority.

Encl.: As above.

  
 (Sanjeev Yadav)

Director

Tel: 011-23478609

Email: dir1.auth-hq@uidai.net.in

To:

All AUAs/KUAs

Copy to,

All UIDAI Regional Offices (ROs)