

No.F.1(42)/Fin/Rev-II/2014-15/ds v/401

Office of the Secretary (SW/CC)  
Dept. of Social Welfare  
Govt. of NCT of Delhi  
18 APR 2017  
1707  
Dy. No.....

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI  
FINANCE (REVENUE-II) DEPARTMENT  
4<sup>TH</sup> LEVEL, 'A' WING, DELHI SECRETARIAT  
I.P.ESTATE, NEW DELHI 110002  
CD-012292432

Dated: 12/04/2017.

CIRCULAR

Sub:- Data Sharing- Compliance of the IT ACT, 2000 and Aadhar Act, 2016.

Please refer to letter no. F.10(36)/2015-EG-II(Vol-V) dated 25.03.2017 received from Ministry of Electronics & Information Technology, GOI along-with enclosure OM No. 10(36)/2015-EG-II (Vol-V) dated 25.03.2017 received from Ministry of Electronics & Information Technology, GOI on the subject cited above for information and further necessary action.

*Manoj Kumar*  
Dated

*(Signature)*  
(MANOJ KUMAR)

DY. SECRETARY, FINANCE

*spl. Dir.*  
TO:-

*PR 24/4/17*

1. All Pr. Secretaries / Secretaries / Heads of Departments of GNCTD / Autonomous Bodies under Govt. of NCT of Delhi.
2. Website of Finance Department.



*SSA/CC*

Please put up accordingly.

*(MP) 29/4/2017*

*229/sh pcc  
21/04/17*

*30/CC  
21/4/17*

Assistant Programmer

*Shanikant Singh  
24/04/17  
Ms. Santosh AP'A for compliance please.*

F-1(42)/Fin/Rev-11/2014-15

012292432

भारत सरकार

Government of India

इलेक्ट्रॉनिकी और सूचना प्रौद्योगिकी मंत्रालय

Ministry of Electronics & Information Technology

इलेक्ट्रॉनिक्स निकेतन, 6, सी जी ओ कॉम्प्लेक्स, नई दिल्ली-110003

Electronics Niketan, 6, C G O Complex, New Delhi-110003

Website: www.meity.gov.in

Delhi Archivalaya  
K&ER  
Govt. of NCT of Delhi

APR

2017

4AD/2017/15597

दिनांक 25.03.2017.....

Dy. No.....

Date.....

OFFICE OF THE CHIEF SECRETARY  
GOVT. OF NCT OF DELHI

संख्या 10(36)/2015-EG-II(Vol-V)

No. 03 MAR 2017

Dy. No.

Subject: Data Sharing-Compliance of the IT ACT, 2000 and Aadhaar Act, 2016

This has reference to OM no. 10(36)/2015-EG-II(Vol-V) dated 25.03.2017 on the subject(enclosed).

It is requested that any act of publishing personal identity or information i.e. Aadhaar number and demographic details alongwith personal sensitive information such as bank details, in contravention of the Aadhaar Act, 2016 and the Information Technology Act, 2000 may be refrained with immediate effect. Further, any such content already published and still appearing publicly may be discontinued with immediate effect.

Further, it is requested to ensure that these instructions are brought to the notice of all concerned for immediate compliance. A report of compliance w.r.t the attached OM may be furnished to this office, at the earliest.

To:

1. All Secretaries to GOI
2. All Chief Secretaries of States/UTs
3. All IT Secretaries of States/UTs

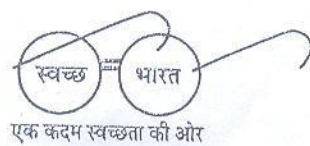
(R. K. Sudhanshu)  
Joint Secretary

Secretary (Fin)  
Secretary (Rev)  
y(IT)

JS(F)  
3/4  
45/Rev V  
6/4

Pl. Circulate to all depa

10-04  
27/4 (Rev III)





No. 10(36)/2015-EG-II (Vol-V)  
Government of India  
Ministry of Electronics & Information Technology  
e-Governance Group  
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Electronics Niketan,  
6, CGO Complex,  
Lodhi Road  
New Delhi – 110003  
Dated: 25.03.2017

Office Memorandum

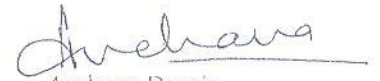
**Subject: Data Sharing - Compliance of the IT Act, 2000 and Aadhaar Act, 2016**

It has come to notice that there have been instances wherein personal identity or information of residents, including Aadhaar number and demographic information, and other sensitive personal data such as bank account details etc. collected by various Ministries/Departments, State Government Departments, in the administration of its various welfare schemes etc. has been reportedly published online and is accessible through an easy online search.

The said act of publishing identity information i.e. Aadhaar number along with demographic information such as name, date of birth, address etc. is in clear contravention of the provisions of the Aadhaar (Targeted Delivery of Financial and Other Subsidies, Benefits and Services) Act, 2016, more specifically Section 29 (2), Section 29 (3) and 29 (4) and constitutes an offence under Sections 37, 40 & 41 punishable with imprisonment upto 3 years.

Further, publishing of financial information including bank account details, being sensitive personal data, is also in contravention of provisions under the Information Technology Act, 2000 and the Rules framed thereunder, more specifically Rule 3 & Rule 6 of the Information Technology (Reasonable Security Practices and Procedures and Sensitive Personal data or Information) Rules, 2011 and constitutes an offence under Section 43 A of the Information Technology Act, 2000 and the offending parties are liable to pay damages by way of compensation to persons affected.

In view of the above, it is hereby informed that any act of publishing personal identity or information i.e. Aadhaar number and demographic details alongwith personal sensitive information such as bank details, in contravention of the Aadhaar Act, 2016 and the Information Technology Act, 2000 may be refrained with immediate effect. Further, any such content already published and still appearing publicly may be discontinued with immediate effect.



Archana Dureja  
Scientist 'F'

Phone: 011-24362528

To:

1. All Secretaries, Government of India
2. Chief Secretaries of all States/UTs
3. IT Secretaries of all States/UTs
4. Web Information Manager of websites (NIC)