



## Study of Surrogacy, its types, Legal framework and Surrogacy regulation (bill) 2016

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**Abstract :** In India many instances pertaining to unscrupulous practices, maltreatment of surrogate mothers, desertion of children born out of surrogacy and illegal importing fetus or embryos and gametes of human have been reported. India is transpired to be the fulcrum for surrogacy among couples of different countries. Proscription of commercial surrogacy and countenance of ethical altruistic surrogacy for the indigent citizen of India through enactment of a decorous law has been recommended by the Law Commission of India in its 228<sup>th</sup> report.

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Under the chairmanship of Prime Minister Shri Narendra Modi the Union Cabinet has approved the introduction of the “Surrogacy (Regulation) Bill, 2016”. The Bill provides that National Surrogacy Board at the center and State Surrogacy Boards and Appropriate Authorities in the State and Union Territories should be established for regulating surrogacy in India and addressing the ethical and legal issues involved therein. This paper attempts to answer the quest that is Surrogacy Act the need of the hour and provide an overview of Surrogacy Regulation Bill, 2016.

**Key Words :** Surrogacy, Indian Contract Act, The Surrogacy (Regulation) Bill, 2016

**Introduction :** In India multifarious instances pertaining to dodgy practices, persecution of surrogate mothers, forsaking of children born out of surrogacy and illicit importing fetus or embryos and gametes of human have been reported. India is transpired to be the fulcrum for surrogacy among couples of different countries. In India when a wife becomes a mother only then her womanhood is said to be completed. A man is catechized on his masculinity and sexual potency if his wife is unable to conceive a child. An infertile woman is considered to be ominous. Surrogacy comes as a means of rescue for such barren woman.