

Analysing Health Care Framework in India in the Light of Existing Health Laws

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Abstract

The right to health is a basic right of every person regardless of religion, race, gender, age, place of birth. The concept of health embodies complete psychological, physical and social well being without any form of illness. In India, in the previous twenty years the range of law has been expanded in the field of providing health security. The focus of the legislature has been shifted from the preventive approach to the protective aspect due to scientific innovation and the advancement in the field of medicine. Due to the transformation of society there has been a drastic change in the lifestyle of people. In this scenario of changing living styles of people, the laws should be amended accordingly so as to protect the underprivileged and marginalised strata. Several legislations have been put into place by our Parliament for the welfare of the society fulfilling the spirit of the Constitution of India. These laws target the vulnerable groups such as children, women and labourers and also talk about a number of fundamental rights. The paper seeks to give an analysis of the health care system existing in India. It also discusses the access to health care to different strata of the society. The paper also gives an account of the constitutional provisions and several other laws enacted by the government with the aim of protection of right to health.

Keywords: Health, laws, health care, human right, Parliament.

Introduction

“The right to health does not mean the right to be healthy, nor does it mean that poor governments must put in place expensive health services for which they have no resources. But it does require governments and public authorities to put in place policies and action plans which will lead to available and accessible health care for all in the shortest possible time. To ensure that this happens is the challenge facing both the human rights community and public health professionals.”

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