

Darul Ifta Birmingham

Registered Charity Number: 1164396

<http://daruliftabirmingham.co.uk/>

Email: info@daruliftabirmingham.co.uk

Contact: +44 7913 238026



Question

Salaams. I am one of three sisters and the eldest has had many miscarriages and many courses of IVF which have failed. It has been suggested by the consultant that if a sibling was to donate an egg which would then be artificially fused with the sperm and then implanted she has a higher chance of success. Under this circumstance would egg donation be permissible in Islam?

بِسْمِ اللَّهِ الرَّحْمَنِ الرَّحِيمِ

In the name of Allah, the Most Gracious, the Most Merciful

Answer:

The processes of IVF (in-Vitro fertilization) have been discussed in a previous fatwaa of Darul ilm Birmingham and the rulings of which of the processes are not permissible and which are permissible. You may view the details under the topic of marriage, fatwaa ID # 03081 on the Darul Ifta Birmingham website.

Your specific question involves the sister in law i.e. the sister of the wife donating an egg to her sister and it being fertilized by the sperm of the husband. This is very similar to the husband having intercourse with his wife's sister with the hope of her becoming pregnant and then intending to take the child and hand it over to his wife then claiming that child to be an offspring of the marriage.

If such an action is performed then it confuses the family tree and it resembles adultery between the a man and his wife's sister which will not be allowed in Islam.

Any action which may attempt to alter the truth is not permitted in Islam, "doubt does not remove certainty"¹ thus a person trying to claim their nephew as their biological son will not be allowed from the moral standing point as well.

The shariah also mentions that when something which is not permitted is confronted with something which is demanded, then the impermissibility will remain² (as long as life is not threatened). There is no threat to the life of anyone thus the impermissibility of this type of IVF will remain.

All conditions are from Allah, he tests each person to see which of us will excel when situations vary.

Only Allah knows best

Written by Maulana Naieem Mohammad

Checked and approved by Mufti Mohammed Tosir Miah

Darul Ifta Birmingham

¹ Qawaaid Fiqhiyya, pg 15 qaida # 3

² Qawaaid Fiqhiyya, pg 34