

96000

**POST GRADUATE CERTIFICATE IN
PATENT PRACTICE**

Term-End Examination

June, 2013

**MIR-023 : INDIAN PATENT LAW AND
PROCEDURES**

Time : 3 hours

Maximum Marks : 100

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- Note : (i) Answer all the questions from Part-A.
Each question carries 2 marks.*
- (ii) Answer any five questions from Part-B.
Each question carries 10 marks.*
- (iii) Answer any two questions from Part-C.
Each question carries 15 marks.*
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PART-A

1. Answer the following in brief : 2x10=20
- (a) Name the different types of patent.
 - (b) Who can be an assignee under the Indian patents Act 1970 ?
 - (c) What is a patent of addition ?
 - (d) What do you mean by cognate inventions ?
 - (e) Who is eligible to bring a suit for infringement of the patent ?
 - (f) What do you mean by direct or willfull infringement ?
 - (g) List a few methods of technology transfer.

- (h) What do you mean by evergreening of patents ?
- (i) What do you mean by traditional knowledge ?
- (j) List the basic elements of patentability.

PART-B

2. Answer *any five* questions from this part : 10x5=50

- (a) Discuss the procedure for filing a patent in India.
- (b) Discuss the rights of patentee under Patents Act, 1970.
- (c) How are patent rights being abused ? What are the measures to prevent the abuse of patents ?
- (d) What are the powers of the controller general of patents ?
- (e) What are the methods of conducting a patent search ?
- (f) Explain provisional and complete specification.
- (g) Explain multiple licensing with the help of an illustration.
- (h) What are the various defences that are available under the Patents Act 1970 against any suit for infringement ?

PART-C

3. Answer *any two* of the following questions : **15x2=30**

- (a) What do you mean by revocation of patents ? What are different types of revocation ? Discuss.
- (b) Write a note on administration of patents, mentioning the patent office and the working of the offices.
- (c) What do you mean by traditional knowledge ? How can we protect traditional knowledge and what are the issues related with its protection ?
