

POST GRADUATE CERTIFICATE IN  
PATENT PRACTICE

00662

Term-End Examination

June, 2010

MIR-023 : INDIAN PATENT LAW AND  
PROCEDURES

Time : 3 hours

Maximum Marks : 100

- 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

Attempt *all* questions. Answer in brief, not exceeding *five* lines. Each question carries 2 marks :

2x10=20

1. What is patent ?
2. What may be Patented ?
3. Define the term 'compulsory license'.
4. What is a claim ?
5. Explain the Infringement of Patent.

6. What is pre and post-grant opposition of patents ?
7. Define Gillette defence.
8. Explain the structure of Intellectual Property Appellate Board (IPAB).
9. Who can file an International Patent application ?
10. What are the objectives of Indian Biodiversity Act ?

**PART - B**

Answer *any five* questions in not more than  
300 words : 5x10=50

11. Discuss the inventions that are patentable and that are excluded from patentability.
12. Write a note on 'prior art' search.
13. What is a patent specification ? Explain different parts of a specification.
14. Discuss the grounds for pre-grant opposition of a patent in India.
15. Explain the different remedies available in cases of patent infringement.
16. Write a note on the salient features of Intellectual Property Appellate Board (IPAB).
17. Discuss the procedure of filing of an International Patent under Patent Cooperation Treaty (PCT).
18. Write a note on Traditional Knowledge.

### PART - C

Answer *any two* of the following questions in not more than 450 words : 15x2=30

19. Discuss the procedure for filing of a patent in India.
  
  20. Explain the various components in writing of a patent specification.
  
  21. What are the factors that determine various infringement issues of any valid patent ? Discuss with the help of decided cases.
  
  22. What is benefit sharing ? Explain the provisions for benefit sharing by National Biodiversity Authority under the Biodiversity Act of India.
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