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MIR-023

**POST GRADUATE CERTIFICATE IN
PATENT PRACTICE
(PGCPP)**

Term-End Examination

December, 2024

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

Time : 3 Hours

Maximum Marks : 100

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- Note :** (i) *The question paper is divided into three Parts : Part A, Part B and Part C.*
- (ii) *All the Parts are compulsory.*
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Part-A

Note : Answer any *four* questions from this part in about **150** words. Each question carries 5 marks.

Write short notes on the following : 4×5=20

1. Types of patent.
2. Appropriate patent office.
3. Innocent infringement.
4. Gillette defence.
5. Termination gene.

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Part-B

Note : Answer any *five* questions from this part in about **300** words. Each question carries 10 marks. 5×10=50

6. Write a note on the history of patent law in India and other countries.
7. Who is a patent agent ? What are the rights of a patent agent and what are the qualifications for registration as a patent agent ?
8. Discuss the process of drafting a patent specification.
9. What is infringement of patent ? Discuss the exceptions to infringement.
10. What are the grounds of pre-grant opposition of a patent ? Discuss.
11. Discuss the relief or remedies available to the plaintiff in case he has successfully proved the infringement of his right by the defendant.
12. Who can file an international patent application ? Discuss the general procedure of PCT filing.

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Part–C

Note : Answer any *two* questions from this Part in about **500** words. Each question carries 15 marks.

2×15=30

13. Write notes on the following :

(a) Budapest treaty

(b) Convention country

14. What is meant by post-grant opposition ?

Discuss the procedure for post-grant opposition.

15. Discuss the different methods of technology transfer.

16. What cannot be patented ? Discuss.

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