

<b>COURSE TITLE</b>	<b>LAW OF PATENT</b>
<b>COURSE CODE</b>	<b>10IP0802</b>
<b>COURSE CREDITS</b>	<b>4</b>

**Objective:**

- 1 To develop student's legal acumen in the patent law regime in India.
- 2 To make them familiar with various international instruments related to patents.
- 3 To enable the students to understand the criteria of patentability in India.
- 4 To make students familiar with the procedure for filling the patents in India.
- 5 To acquaint the students with a conceptual understanding of the infringement of patent rights and remedies available to the patentee.

**Course Outcomes:** After completion of this course, student will be able to:

- 1 State the philosophy of the patent law regime in India
- 2 Explain various international instruments related to patents
- 3 Interpret criteria of patentability in India
- 4 Analyze the procedure for filling the patents in India.
- 5 Understand the concepts related to the infringement of patent rights and remedies available to the patentee.

**Pre-requisite of course:**Basic understanding of IP Laws.

**Teaching and Examination Scheme**

<b>Theory Hours</b>	<b>Tutorial Hours</b>	<b>Practical Hours</b>	<b>ESE</b>	<b>IA</b>	<b>CSE</b>	<b>Viva</b>	<b>Term Work</b>
3	1	0	50	30	20	0	0

<b>Contents : Unit</b>	<b>Topics</b>	<b>Contact Hours</b>
1	<b>INTRODUCTION</b> Origin of Patent: History, Meaning and Nature, Evolution of Indian Patent Law, Rationale behind Patenting, International Instruments related to Patents a. Paris Convention, 1883 b. Patent Cooperation Treaty, 1970 c. Budapest Treaty, 1977, Patent Law Treaty, 2000	8
2	<b>SUBJECT MATTER OF PATENT</b> atentability Criteria: Novelty, Non-obviousness and Industrial Application., Non-patentable inventions under the Indian Patents Act, 1970, Pharmaceutical Patenting and Ever-greening of Patents	8
3	<b>PROCEDURE FOR GRANT OF PATENT</b> Invention disclosure, How to file an application for Patent, Patent Prosecution, Examination and Opposition, Grant of Patent	8

Contents : Unit	Topics	Contact Hours
4	<b>RIGHTS OF A PATENTEE, INFRINGEMENT &amp; REMEDIES</b> Rights of a Patent Holder, Use of patent and Exceptions, Surrender and Revocation of Patents, Patents of Addition, Infringement of Patents, Civil and Criminal Remedies	9
5	<b>PATENT LICENSING</b> Principle of Working of Patents, Voluntary Licensing, Compulsory Licensing of Patents: TRIPS and Patents Act, 1970, Access to Medicines vis-à-vis Patents: Post Covid Era, Bolar Provisions in the Patents Act, 1970, Transfer of Technology, Patent Pooling; Cross-Licensing; Patent Pledges	12
<b>Total Hours</b>		<b>45</b>

#### Suggested List of Experiments:

Contents : Unit	Topics	Contact Hours
1	<b>Issues related to Law of Patent</b> Issues related to Law of Patent	15
<b>Total Hours</b>		<b>15</b>

#### Textbook :

- 1 Patent law (along with supplement),, P. Narayanan, Eastern Law House, 2023

#### References:

- 1 Patent law, Patent law, Pratibha M. Singh, Thomson Reuters, 2024

#### Suggested Theory Distribution:

The suggested theory distribution as per Bloom's taxonomy is as follows. This distribution serves as guidelines for teachers and students to achieve effective teaching-learning process

Distribution of Theory for course delivery					
Remember / Knowledge	Understand	Apply	Analyze	Evaluate	Higher order Thinking / Creative
10.00	10.00	30.00	10.00	20.00	20.00

#### Supplementary Resources:

- 1 <https://www.ipindia.gov.in>
- 2 <https://www.wipo.int>
- 3 [https://www.wto.org/english/tratop\\_e/trips\\_e/trips\\_e.htm](https://www.wto.org/english/tratop_e/trips_e/trips_e.htm)
- 4 <https://cipra.nls.ac.in>
- 5 <https://nludelhi.ac.in>