



# **FACULTY OF JURIDICAL SCIENCES**

**COURSE: BALLB/BBALLB/LLB**

**SEMESTER SUBJECT:**

**INTELLECTUAL PROPERTY RIGHTS**

**SUBJECT CODE:**

**BALLB808/BBALLB808/LLB 604**

**NAME OF FACULTY: PANKHURI SRIVASTAVA**

# Lecture- 16



## LECTURE 16: PATENT LAW: GRANT OF PATENT AND OPPOSITION

### ❖ Grounds of oppositions for grant of Patents:-

The grounds of opposition for grant of patents are as follows:-

- Wrongfully obtained the complete inventions.
- Prior publication of specification in India or elsewhere.
- Invention is subject matter of prior claim.
- The invention claimed by applicant does not include any inventive step.
- The invention is not Patentable or its Patenting is prohibited by Law.
- The complete specification of the application does not sufficiently describe the invention or method by which it is to be used.
- In case of foreign application fail to relating to such application to be filed in foreign country.

### ❖ Grant of Patent:-

1. The application which has not been refused by the controller.
2. The application which has not been found in contravention of any of the provisions of the Act