

REGISTRATION



Patent

Patent is a major part of Intellectual Property which grants its inventor, the right of exploiting its object exclusively, during a given time period.

Importance Of Patent

It helps in stimulating the development of new technologies and also guarantees the investor's exploitation rights. It also promotes new era and various modifications required in the existing systems and process. The patent provides the user exclusive rights over his object; and this right is ultimately incorporated to the assets of a company. It is really helpful to the company for defining market strategies needed to hit the public target. However, patent rights are granted, only on the fulfillment of some requirements such as: Industrial applicability, inventive act and novelty with regard to the technological knowledge already disclosed. Due to the creative efforts in the technical field, the inventor who opts for Patent Registration also holds the temporary exploitation monopoly of his creation; which ultimately guarantees him a sort of market reserve.

Benefits Of Patent

• A patent gives you the right to stop others from copying, manufacturing, selling, and importing your invention without your permission. The existence of your patent may be enough on its own to stop others from trying to exploit your invention. If it does not, it gives you the right to take legal action to stop them exploiting your invention and to claim damages.

•The patent also allows you to:

sell the invention and all the intellectual property (IP) rights license the invention to someone else but retain all the IP rights discuss the invention with others in order to set up a business based around the invention.

Patent Registration Process

• Initially a search has to be conducted on the basis of the availability of similar patents in the patent office database.

• An application for a patent can be filed by the true and first inventor. It can also be filed the by the assignee or legal representative of the inventor. If an application is filed by the assignee, proof of assignment has to be submitted along with the application. The applicant can be national of any country.

• Every application shall be accompanied by a provisional or complete specification. Filing of a provisional specification allows the applicant to get an early application date.

• Provisional Specification shall contain Title, Written Description, Drawings, if necessary and Sample or model if required.

• The complete specification shall contain Title, Abstract, Written description, Drawings (where necessary, Sample or model(if required by examiner)Claims.

Steps in applying Patent

• Application - Preparation of Application for Patent Registration and submission of Patent along with the necessary documents Attending to the proceedings and obtaining Provisional Papers after necessary follow up.

- Publication in official journal Opposition, if any
- Examination
- Acceptance
- Registration Certificate

Validity

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In India, generally the term for patent is twenty years.

Head Office : Kapil Palace, Office No. 10, CTS No. 382/1, Bhawani Peth, Pune – 411042 Website : www.flywingsindia.com E-mail : enquiry@flywingsindia.com, flywingsindia99@gmail.com Tel.: 020-32677072, Cell : +91-9325121234

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