

INDIA – IN

Jurisdiction - General Information

India has been a Contracting Party to the Paris Convention for the Protection of Industrial Property and to the Patent Cooperation Treaty (PCT) since December 7, 1998. In addition, it is a party to the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure.

More legal information about intellectual property-related laws and regulations of India can be found on [WIPO Lex](#).

Online Patent Register and Online Gazette

India has an [Online Register](#) and an [Online Gazette](#).

Features and search functionalities

The Online Register has an **English interface**. It allows searching by patent number only.

The Online Register can also be searched by **PCT Application/Publication Number** and by **Applicant/Inventor Name** using the [Patent Search page](#). There is also an [Application Status search](#) page, which allows searching by application number.

Through the Online Register you can retrieve information on PCT **National Phase Entry, Fee Payment, Legal Status**, and access the **Dossier/File Wrapper Information** and the **Full Publications**.

The Online Gazette is published weekly on Friday in English, and is searchable by publication date or number. The coverage is from 2005 to present.

Additional Information

Particularities of patent protection in India

According to the Indian Patent (Amendment) Act, 2005 under Section 85, the Patents should be worked in India on a commercial scale and to the fullest extent within the territory of India and the patented article should be available at reasonably affordable prices to the public in India.

A Statement of Working for a granted patent will have to be filed for each financial year (as opposed to calendar year) after the grant of the patent. The financial year is taken to begin on 01 April.

Search tips

To access the Online Register from the Patent Search page, select "Application Status" and then, for granted patents, open the tab "E-register" at the bottom of the page to see the **Fee Payment** situation. To access the **Dossier/File Wrapper Information** and PDF versions of the **Full Publications** (splitted into individual parts), open the link "View Documents" at the bottom of the page "Application Status".

The date of PCT National Phase Entry is reported as "Date of filing" in the application status, eg. 04.04.2008 for application no. 1729/CHENP/2008 (PCT application no. PCT/CN06/02904).

Use the tab "Patent Search" to access advanced search fields for, e.g., PCT/EP00/07710.