

**INTELLECTUAL
PROPERTY INDIA**

Patents/Designs/Trademark
GEOGRAPHICAL INDICATIONS



सत्यमेव जयते

GOVERNMENT OF INDIA
Office of the Controller General
Patents, Designs and Trademarks
Boudhik Sampada Bhawan S.M.Road, Antop Hill
Mumbai—400037,India.

① 022-24132735
022-24132393

Fax No.022-241223322

022-24172288

022-24156392

E-mail : cgoffice-mh@nic.in

Website: <http://ipindia.nic.in>

CG/F/Public Notice/2010/ 163

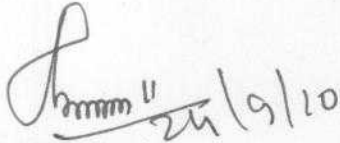
Date:24.9.2010

PUBLIC NOTICE

Over the last six months about **56,429** registered trade marks have been notified in TM Journal as removed from the Register of Trade Marks due to non-payment of renewal fees within the prescribed period provided by law. About 0.1% complaint has been received in respect of the same. A few complaints mentions that O-3 Notice have not been received by the proprietor or the new agent on record whose mark has been removed from the Register. Some complaints also been received that the original registration certificate has never in fact been received by the registered proprietor or that it has been sent to the previous agent on record in some cases. In a few cases the speaking orders of the Hearing Officers has not been given effect to the application to proceed to registration and registration certificate have in fact not been received by the applicants and the trade mark has been now removed from the Register.

In order to ensure justice is not denied to such bonafide applicants, an opportunity of giving a representation by way of a petition together with the prescribed fee of **Rs.2,500/-** (in terms of Entry NO.58 of the First Schedule to the Trade Marks Rules, 2002) may be tendered along with full case history and with cogent reasons non-renewal (in the case of agent) and other supporting documents if any to the **Appropriate Office within two months** from the date of this Public Notice for consideration of the petition by the designated officer. It may be mentioned that there is no practice at present to re-open a lapsed mark beyond the first cycle of renewal date. A speaking order will be issued in each such case after a hearing.

All such petition should be forwarded to the appropriate office on or before **30th November, 2010** with a copy endorsed to the undersigned for information and appropriate instruction to the respective office.


(P.H.Kurian)

Controller General of Patents, Designs and Trade Marks