

Consolidated Table of Patent Forms, Legal Provisions, Fees and Deadlines (India)

S. No.	Form nos.	Process title	Relevant		Relevant fees		Deadliness
			Sections	Rules	Natural person or Startup or small entity or Educational institution	Other(s), alone or with natural person or Startup or small entity or Educational institution	
1.	Form-1	Application for Grant of Patent	7 54 135	20(1)	1,600	8,000	to be filed at the time of filing Patent Application in India
2.	Form-2	Provisional/Complete Specification	10	13	No fee	No fee	to be filed at the time of filing Patent Application in India
3.	Form-3	Statement and undertaking under Section 8	8	12(2) 12(3)	No fee	No fee	<p>U/R 12(1)- to be filed at the time of filing Patent Application in India or within 6 months from the date of filing Patent Application in India</p> <p>U/R 12(2) - to be filed within 3 months from the date of issuance of First Examination Report</p> <p>U/R 12(4)- to be filed within 2 months from date of controller communication</p>
4.	Form-4	Request for extension of Time or Condonation of Delay (per month)	53(2) 142(4)	80(1A)	480	2,400	Renewal fee U/R 80(1A)- maximum extension upto 6 months
				12(5)	2,000	10,000	Statement & undertaking U/R 12(5)-maximum extension upto 3 months
				13(6)	480	2,400	Declaration as to Inventorship U/R 13(6)- maximum extension upto 6 months
				24B(6)	1,000	4,000	Normal RFE U/R 24B(6)- maximum extension upto 3 months
				24C(11)	2,000	10,000	Expedite RFE U/R24C(11)- maximum extension upto 3 months

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				130	480	2,400	Review petition U/R 130- maximum extension upto 1 months
				131(2)	2,000	10,000	Working statement U/R 131(2)- maximum extension upto 3 months
				138	10,000	50,000	Extension U/R 138- maximum extension upto 6 months
5.	Form-5	Declaration as to Inventorship	10(6)	13(6)	No fee	No fee	to be filed at the time of filing Patent Application in India or within 1 months from the date of filing Patent Application in India
6.	Form-6	Claim or request regarding any change in Applicant for Patent	20(1)	34(1)	800	4,000	To be filed before the grant of Patent
			20(4)	35(1)	800	4,000	
			20(5)	36(1)			
7.	Form-7	Notice of opposition	25(2)	55A	8,000	40,000	To be filed after the grant of Patent but within 1 year from the date of publication of grant
8.	Form-7A	Representation for opposition to grant of Patent	25(1)	55(1)	4,000	20,000	To be filed after publication of application but before grant of patent
9.	Form-8	Claim or request regarding mention of Inventor as such in a Patent	28(2)	66	No fee	No fee	28(2)- to be filed before grant of Patent
			28(3)	67	800	4,000	28(3)- to be filed before grant of Patent
			28(7)	68	800	4,000	28(7)- to be filed any time after grant of Patent
10.	Form-8A	Certificate of Inventorship	-----	70A	900	Not applicable	to be filed any time after grant of Patent
11.	Form-9	Request for publication	11A(2)	24A	2,500	12,500	to be filed anytime after the filing Patent Application in India but before the expiry of 18 months from the date of filing Patent Application in India
12.	Form-10	Application for amendment of Patent	44	75	2,400	12,000	to be filed any time after grant of Patent
13.	Form-11	Application for direction of the Controller	51(1)	76	2,400	12,000	Can be filed anytime after the grant of Patent
			51(2)	77			

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14.	Form-12	Request for grant of Patent under Section 26(1) & 52(2)	26(1) 52(2)	63A 79	2,400	12,000	26 (1)- to be filed within 3 months from the date of the Controller's order
							52 (2)- to be filed within 3 months from the date of the order of the Appellate Board / Court
15.	Form-13	Application for amendment of the application for Patent/Complete Specification/any document related thereto	57 (1)	81(1)	800	4,000	Before the grant
					1,600	8,000	After the grant
					320	1,600	To be filed where amendment is for changing name or address or nationality or address for service
16.	Form-14	Notice of opposition to amendment/restoration/ surrender of Patent/ Grant of compulsory License or revision of terms thereof or to correction of clerical errors	57(4) 61(1) 63(3) 78(5) 87(2)	81(3)(b) 85(1) 87(2) 98(1) 101(3) 124	2,400	12,000	Notice of opposition to amendment 81(3)(b)- Within 3 months from the date of publication of the amendment application
							opposition to restoration 85(1)- Within 2 months from the date of publication of the application
							opposition to surrender of Patent 87(2) - Within 3 months from the date of publication of the opposition notice
							Opposition to compulsory License 98(1)- Within 2 months from the date of publication of the application
							Opposition to revision of terms of compulsory license 101(3)- Within 1 months from the date of service of documents
							Opposition to correction of clerical errors 124- Within 3 months from the date of advertisement of the request for correction

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17.	Form-15	Application for Restoration of Patent	60	84	2,400	12,000	To be filed within 18 months from the date on which the patent ceased to have effect
18.	Form-16	Application for Registration of Title/Interest in a Patent or share in it or Registration of any document purporting to affect Proprietorship of Patent	69(1) 69(2)	90(1) 90(2)	1,600	8,000	to be filed any time after grant of Patent
19.	Form-17	Application for Compulsory Licence	84(1) 91 92(1) 92A	96	2,400	12,000	To be only after 3 years from the date of grant of the patent
20.	Form-18	Request/express request for examination of application for Patent	11B	20(4)(ii)	5,600	28,000	To be filed within 31 months from the earliest priority date or filing date of patent application whichever is earlier
				24B(1)(i)	4,000	20,000	
21.	Form-18 A	Request for expedited examination of application for Patent	11B	24C	8,000	60,000	To be filed within 31 months from the earliest priority date or filing date of patent application whichever is earlier
22.	Form-19	Application for revocation of a Patent for non working	85(1)	96	2,400	12,000	To be filed only after the expiry of 2 years from the date of grant of the first compulsory licence.
23.	Form-20	Application for revision of terms and conditions of licence	88(4)	100	2,400	12,000	no fixed deadline, and can be filed at any time after the licence is granted.”
24.	Form-21	Request for termination of Compulsory Licence	94	102(1)	2,400	12,000	No fixed deadline and can be filed at any time after the grant of a compulsory licence, subject to proof that the conditions justifying the licence no longer exist.
25.	Form-22	Application for registration of Patent Agent	-----	109(1) 112	3200	Not applicable	can be filed at any time after qualifying the Patent Agent Examination
26.	Form-23	Application for the restoration of name in the register of Patent Agents	130(2)	117(1)	1600	Not applicable	Can be filed within 2 months from the date of removal of name from the Register of Patent Agents
27.	Form-24	Application for review/setting aside controller decision/order	77(1)(f) 77(1)(g)	130(1) 130(2)	1,600	8,000	Can be filed within 1 month from the date of communication of the order

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28.	Form-25	Request for permission for making patent application outside India	39	71(1)	1,600	8,000	can be filed <i>before</i> filing a patent application outside India
29.	Form-26	Authorisation of a Patent Agent/or any person in a matter or proceeding under the act	127 132	135	No fee	No fee	Can be filed at the time of filing the application or within 3 months from the date of filing of patent application
30.	Form-27	Statement regarding the working of the Patented Invention on commercial scale in India	146(2)	131(1)	No fee	No fee	Can be filed once every three financial year and within 6 months from the end of the financial year, i.e., typically by 30th September.
31.	Form-28	To be submitted by small entity/Start up/Educational institution	---	2(fa) 2(fb) 2(fc) 7	No fee	No fee	Can be filed along with the patent application, or before paying any fee where benefit is claimed
32.	Form-29	Request for withdrawal of the application for Patent	11B(4)	7(4A) 26	No fee	No fee	Can be filed any time before the grant of patent
33.	Form-30	To be used when no other form is prescribed	---	8(2)	As applicable under Indian Patents Rules, 2003		Can be filed within the time prescribed for the specific action/request, or before the stage at which such request becomes time-barred
34.	Form-31	Grace Period	31	29A	500	2500	Can be filed within 12-month period from the date of exhibition or publication.