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Letter No.:-CHEM/2011/

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24/08/2011

Date : 24/08/2011

SUB : First Examination Report

APPLICATION NUMBER : 120/MUM/2009
DATE OF FILING : 19/01/2009
DATE OF REQUEST FOR EXAMINATION : 25/03/2009
DATE OF PUBLICATION : 20/03/2009
DATE OF REFERENCE BY CONTROLLER : 11/04/2011
AGENT/APPLICANT NAME : AGARWAL, SANDEEP
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MAHARASHTRA, INDIA.


a) This report is the First/ Consequent Examination Report prepared on the basis of the examination conducted on the instant application under Section 12 and 13 of the Patents Act 1970.

b) The report contains the official requirements broadly on the following grounds:

- i. Whether the application and the specification and other documents relating thereto are in accordance with the requirements of this Act and of any rules made thereunder.
- ii. Whether there is any lawful ground of objection to the grant of the patent under this Act in pursuance of the application.
- iii. The result of investigations made under section 13; and
- iv. Other prescribed matters.

c) The application under reference will be treated as deemed to have been abandoned under Section 21(1) of the Act unless all the requirements imposed by the Act and rules made there under are complied with within prescribed period of 12 months from the issuance of this report.

2. Detailed Examination Report:


(N. Ramchander)
Asst. Controller of Patents & Designs

NOTE : All Communications to be sent to the Controller of Patents at the above address.

ok

**Serial
Number** **Objections**

- 1 the subject matter of the invention does not constitute an invention under section 2(1)(j) , of the Patents Act, because The process claims for the preparation of 2, 2' dichlorohydrazobenzene consisting of the step adding the ortho nitro chlorobenzene in the reaction mixture with catalytic dichlorone , using the formaldehyde, a Raney nickel catalyst used, by passing hydrogen gas to obtain the dichloroazobenzene mixed with metal hydroxide , resultant product dissolved in toluene, and the mineral acid is added.

The alleged invention is also comprises all above ingredients to prepare the desired product, particularly consisting of ortho nitro chlorobenzene , formaldehyde, Raney nickel, and mineral acid etc, therefore, it is obvious to a person skilled in the art in view of the above cited document. Since the document mentioned in the prior art but characteristic features have not been pinpointed, in respect of inventive step is concerned.
- 2 Claim 1 does not clearly define the process, all the novel inventive process features should be incorporated in claim 1.
- 3 Details regarding application for Patents which may be filed outside India from time to time for the same or substantially the same invention should be furnished within Six months from the date of filing of the said application under clause(b) of sub section(1) of section 8 and rule 12(1) of Indian Patent Act.
- 4 Details regarding the search and/or examination report including claims of the application allowed, as referred to in Rule 12(3) of the Patent Rule, 2003, in respect of same or substantially the same invention filed in all the major Patent offices such as USPTO, EPO and JPO etc., along with appropriate translation where applicable, should be submitted within a period of Six months from the date of receipt of this communication as provided under section 8(2) of the Indian Patents Act.



GOVERNMENT OF INDIA
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NO.:120/MUM/2009

Chem/1048

Dated 20/09/2012 14:33:51

To,
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'SHIVMANGAL', 3rd FLOOR, NEAR BIG BAZAR, AKURLI
ROAD, KANDIVLI (EAST), MUMBAI - 400 101
MAHARASHTRA, INDIA.

Sub : Patent Application No. 120/MUM/2009

Sir,

I am to invite a reference to the correspondence resting with this office letter no. 120/MUM/2009 (____) Dated 24/08/2011 and to state that as the above mentioned application for Patent application no.120/MUM/2009 was not put in order for grant within the prescribed period, as stipulated in Section 21(1) of the Patent Act 1970 which expired on 24/08/2012 The said application has become deemed to have been abandoned under the provisions of section 21(1) of the said Act.

Yours Sincerely,

N. Ramesh Kumar
(N. Ramesh Kumar)
Asstt. Controller of Patent & Design

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