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ABSTRACT

FATE OF PATENT RIGHTS WITHIN THE JURISDICTIONAL DOMAIN OF COMPETITION COMMISSION OF INDIA

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Grant of Monopoly to the patentee is one of the major attractions which has been associated with the patent rights, and protection of such a monopoly is one the major concerns after the invention has been made available in the market. In the existence of the regulatory body, such as competition commission of India, which has been considered the watchdog which is monitoring the market and preventing any distortion in its functioning. It becomes interesting to understand the impact one has on the other. The aim behind this paper is to understand what has been the approach of Competition Commission of India (CCI) towards the monopoly which has been guaranteed under the Patent Act 1970 and whether it has been a successful union or failed association.