



THE PATENTS ACT, 1970

CHAPTER XV POWERS OF CONTROLLER GENERALLY

Section 77

Controller to have certain powers of a civil court

(1) Subject to any rules made in this behalf, the Controller in any proceedings before him under this Act shall have the powers of a civil court while trying a suit under the [Code of Civil Procedure, 1908 \(5 of 1908\)](#), in respect of the following matters, namely:—

- (a) summoning and enforcing the attendance of any person and examining him on oath;
- (b) requiring the discovery and production of any document;
- (c) receiving evidence on affidavits;
- (d) issuing commissions for the examination of witnesses or documents;
- (e) awarding costs;
- (f) reviewing his own decision on application made within the prescribed time and in the prescribed manner;
- (g) setting aside an order passed *ex- parte* on application made within the prescribed time and in the prescribed manner;
- (h) any other matter which may be prescribed.

(2) Any order for costs awarded by the Controller in exercise of the powers conferred upon him under sub-section (1) shall be executable as a decree of a civil court.

[<<previous](#)

[next>>](#)