**FORM TM-O**

**The Trade Marks Act, 1999**

**Opposition/Application for Rectification of the Register/Counter statement / Refusal or invalidation of a trademark under Geographical Indication of Goods (Regulation and Protection) Act, 1999 *[The relevant information must be filled up in coloured box against the respective head]* [***In case of off line filing, the form should be fined in duplicate***]**

**1**

**Applicant or Registered Proprietor/Opponent**

**/Third Party Making The Application/Request**

*[(a) Anyone from the above, must be chosen on whose behalf the Notice/Application/Request is being submitted.*

*(b) 'Applicant' or 'Registered Proprietor' here means the person who is recorded as such in TMR records in respect of the referred*

*application or registered trademark. The 'Opponent' here means the Opponent in the referred opposition proceeding or an*

*Applicant for Rectification desiring to cancel or vary the registration of the trademark of someone else. 'Third Party' means the*

*person who is not a party to the application/opposition/Rectification referred to.]*

**FEE** (See First Schedule for Appropriate Fee)

**Name\***

**trading as:**

**Address:\***

(State) (Country) **Address for service:**

(State) (Country) **Mobile No :**

**E-mail address\*:**

*[(a) Unless otherwise specifically stated, the applicant's/opponent's/third party’s address shall be the address for service of the applicant who has principal place of business in India.*

*(b) The address for service in India must be provided, in case the applicant/opponent/third party as the case may be, does not carry on business in India]*

**Mobile No :**

**E-mail address: \***

**2**

**AGENT OF THE APPLICANT OR REGISTERED PROPRIETOR/OPPONENT/THIRD PARTY, AS THE CASE MAY**

**BE, (if any)**

**Name\*:**

**Address\*:**

**Mobile No\* :**

**E-mail address\*:**

**Nature of the Agent:**

*[The applicant must choose either of the following categories*

*1. Registered Trade Marks Agent, 2. Advocate 3. Constituted Attorney]*

**Registration No.**

*[In case of authorisation of agent, the address of the agent may be mentioned as the address for service of the applicant/opponent/third party as the case may be]*

**3 PURPOSE**

*This column is divided in three subcategories and the same is required to be chosen by the applicant as per requirement and be filled accordingly.*

**a**

**In the matter of filing opposition/rectification**

Application/Registered Trade Mark No. Class(es)

Trade Mark

Application published in Journal No.

*[The copy of the journal publication needs to be attached]*

GROUNDS OF OPPOSITION/RECTIFICATION

*[Grounds of Opposition/Application for Rectification needs to be drafted in detail and verified by the Opponent/Applicant for*

*Rectification and the same should be attached ]*

**b**

**IN THE MATTER OF (for filing Counter Statement)**

Opposition/Rectification No. Class(es) Application/Registered Trade Mark No.

Details of Counter statement

*[Counter Statement needs to be drafted in detail and verified by the Applicant/Registered Proprietor for Rectification and the same*

*needs to be attached ]*

**c Request to refuse or invalidate a trade mark u/s 25(a) (b) of GI Act, 1999** Application/Registered Trade Mark No Class(es)

**STATEMENT OF CASE** *[Statement of Case needs to be drafted in detail and verified by the Applicant; and an affidavit of the applicant in support, needs to be attached.]*

**4**

**DETAIL OF THE PERSON SUBMITTING THE APPLICATION**

**Signature**

**Name**

**Authority**

**5 LIST OF DOCUMENTS ATTACHED, IF ANY**