

Protection Of Copyright In India: An Analysis

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ABSTRACT

Human beings are the unique creation of God, who carries a brain with inquisitiveness, due to this inquisitiveness man always tries to do something different & useful things for the society. These creations of human brain are his solo development of his mind & labour. These developments should be protected by the others. In the Indian traditions and mythology there is a concept of gains of learning for those who do these works as a reward. In modern world India becomes a common law nation that's why its legal system is founded on the basis of Common law Doctrines and Frameworks, due to this, the protection of these developments are also based on Common Law. India enacted Indian Copyright Act, 1957 in the light of English enactment. Copyright is a unique kind of intellectual property. The right which a person acquires in a work, which is the result of his intellectual labour, is called his copyright. It provides the strongest protection for individual authors of creative works, advocates the provision of appropriate compensation in case of infringement of right in a given legal system, copy right enable us to distinguish between those moral principles that can be justly enforced and also controls the exploitation by others of the works created by the authors. The copyright is a recognized statutory right given to individuals for their original creativeness for a limited period which can be licensed out, transmitted by bequest and is heritable. The Aim of copyright protection is to make conducive environment for creativity which further motivates others to create, the continuance of which paves way for the economic and social development of society. Copyright ensures certain minimum safeguards to the right of authority over their creation. The law of copyright has necessary exception and limitations in order to maintain a balance between the interest of creator & community.

KEY WORDS- Copyright, Protection, Intellectual Property, Society etc.

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