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JANJIRA ~LAPRIIUMA Y 2009 SUBJECT:  
LAW RELATING TO COPYRIGHT

Day: Wed, e.sday

Time: 10'00 A·YI·To 1·00 RI'>1

Date: 10-06- 2.009

Max. Marks: 80

N.B.:

- 1) Attempt ANY SIX question including question No.1 which is COMPULSORY.
- 2) Question No.1 carries 20 marks and all other questions carry 12 marks each.

Q.1 Attempt Any FOUR questions:-

- b) WIPO Copy Right Treaty, 1996
- c) Copy Right Board
- d) Universal Copy Right Convention
- e) Berne Conventipn e)  
Design rights. ,.-
- t) Anton Pillar Order

Q.2 What do you mean by 'primary infringement' and 'secondary infringement' .Cite appropriate case laws ..

Q.3 'Copy right subsists in work not ideas' comment.

Q.4 Explain the 'Fair Dealing' doctrine with help of Section. 52 of the Copy Right Act 1957.

Q.5 Define literary work. Critically evaluate the role of copy right law in protecting computer software

Q.6 What do you mean by Geographical Indication? State the objects and reasons behind the Geographic~ Indication Act, 1999.

Q~7 Disuses tbevarious rightsavailable-under1:he.wnbreHa Of copy right laW to array of works. Also enumerate the tenn for each type of right. .

Q.8 Write notes. On:-

- a) Assignment
- b) License

Q.9 Explain the meaning of 'Moral rights' of author with help of case laws.

Q.10 Write notes on:-

- a) Infringing copy
- b) Tern of Copy Right.

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# S.D.E

JANJIRA : APRIL / MAY - 2009

SUBJECT : LAW RELATING TO TRADE MARKS AND  
INDUSTRIAL DESIGN

Day : Thursday

Time: 10-00 A.M to 1'00 R D1 '

Date : 11-06-2009

Max. Marks : 80

N.D.:

- 1) Attempt any six questions including Q. No.1 which is COMPULSORY.
- 2) Question No. 1 carries 20 marks all other question carry 12 marks each.

Q.1 Write short notes on ANY FOUR of the following:

- a) Colour combination
- b) Copy Right in Design
- c) Locarno Agreement
- d) Madrid Convention
- e) Collective Marks
- f) Chemical Name

Q.2 Explain in detail the provisions relating to registration of Trade Marks.

Q.3 Define Piracy. Discuss the defenses available to the defendant in cases of piracy.

Q.4 Critically examine the meaning of 'Identity of Marks with identity of goods and services'.

Q. 5 Enumerate International principles for the protection of domain name in light of the ICANN policy .

Q.6 Explain Lord Diplock's Test for passing off. Also discuss the common Law remedies available for passing off.

Q. 7 What do you mean by Associated Trade Mark? Cite examples from your day to day life.

Q. 8 Critically examine the judicial approach of addressing consumer rights in adjudicating Trade mark disputes.

Q. 9 Trade marks has two fold function viz first: indication of source and second: advertisement. Elucidate.

Q. 10 Write notes on:

- a) Certification Trademarks
- b) Licensing of Trademarks

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# S.D"E

JANJIRA: APRIL / MAY -2009

SUBJECT:- LAW RELATING TO PROTECTION AND RECOGNITION OF PATENT

Day: **Tuesday**

Time: (O'DD t\-'ll1:'fd 1'00 PrY}

Date: 09- 0 6 - 2009

Max.Marks: 80

N.D:

- 1) Attempt ANY SIX questions including Q.No.1 which is COMPULSORY.
- 2) Question No.1 carries 20 marks and all other question carry 12 marks each.

Q.1 Write short notes on Any Four of the following:-

- a) Compulsory Licensing.
- b) Priority Rule.
- c) Product Patent.
- d) Restoration of Lapsed patent.
- e) Objection to patent applications.
- f) Plant Breeders Right

Q.2 Critically evaluate the 'process patent' controversy in the light of TRIPS Agreement with emphasis on the concern of developing countries.

Q.3 Define ~Prior Art' Explain how prior art helps in fulfilling the trinity of novelty, non-obviousness and utility.

Q.4 What do you mean by 'specification' & 'claims'? Explain the importance of the concept for registering a new patent.

Q.5 Discuss in detail the provisions of Patent Cooperation Treaty .

Q.6 Explain in detail are principles laid down in Catanic Component Case for deciding patent infringement issues.

Q.7 Write notes on:-

- a) P~tentable invention
- b) Inventive step.

Q.8 Disuses the steps involved in registration of patent in India .Also bring out the differences in approaches in USA & India.

Q.9 'Every right is balanced by a duty, Similarly patentees monopoly is balanced under the patent law'. Elucidate.

Q.10 A, an inventor of a car registers a patent in 2004. In 2008 he comes up with an improvement of the same car. Answer the following questions:-

- a) Can he claim patent for the improvement b)
- If yes / no, then explain legal provisions

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# S . D . E

JANJIRA: APRIL / MAY -2009

SUBJECT:- INTELLECTUAL PROPERTY LAW EVOLUTION CONCEPT & KINDS

Day: Mo~day

Time: (0'00A'~ ,To 1'00 p,iYJ

Date: 08/06/2009

Max.Marks: 80

N.B:

- 1) Attempt ANY SIX questions including Q.No.1 which is COMPULSORY.
- 2) Question No.1 carries 20 marks and all other question carry 12 marks each.

Q. I Write short notes on Any Four of the following:-

- a) WIPO Copy Right Treaty
  - b) Process Patent
  - c) Product Patent
  - d) Good will.
  - e) Turmeric case.
- 1) Individual Treatment

Q.2 Tran border movement of IP has resulted in global protection of intellectual property rights. Comment

Q.3 Critically analyze the Indian & U.S. position on software patents.

Q.4 What do you means by sui generis protection? Whether such a protection provides for a viable answer? Cite reasons

Q.5 Discuss the UDRP policy of WIPO & ICANN. Cite case laws.

Q.6 Evaluate the role of WIPO in protection & enforcement of intellectual property rights.

Q.7 Patent monopoly also has serious impact on impoverished masses. Comment.

Q.8 Write notes on:-

- a) Joint Tread Mark.
- b) Chemical Technology

Q.9 Critically examine the scope of 'Moral rights' provided to a author under the intellectual property law.

Q.10 Write notes on:-

- a) MFN.
- b) Reciprocily.

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