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JANJIRA.

" APRIL/MAY 2009

SUBJECT : LAW RELATING TO PROTECTION AND RECOGNITION OF PATENT

Day : 11/06/2009

Time : 2.30 P.M. to 5.30 P.M.

Date : 02/06/2009

Max. Marks: 80

N.B.

- 1) Attempt any SIX questions, including Q.No. 1 which is COMPULSORY.
- 2) Q.No. 1 carries 20 marks and other questions carry 12 marks each.

Q.1 Write short notes on any FOUR of the following;

- a) Grant and sealing of patents
- b) Complete specification
- c) Claims
- d) Essential integer
- e) Nuclear patents

First use

Q.2 What do you mean by patentable inventions? Do you think that the exclusionary principle is suitable for developing countries like India? Elucidate.

Q.3 Explain Novelty, Non-obviousness and Utility as the criteria for granting patents.

Q.4 Define anticipation. Explain in detail the provisions pertaining to anticipation.

Q.5 Discuss the issue of process vs product patent with the help of TRIPS mandate.

Q.6 Critically evaluate the terms 'specification' and 'claims' with the help of case laws.

Q.7 Discuss the test laid down by Lord Diplock in Catnic Component case for deciding infringement of patents.

Q.8 What do you mean by 'Sui generis' protection? Explain the provisions of Protection of Plant Varieties and Farmers Right Act, 2001.

Q.9 Examine the salient features of Patent Co-operation Treaty 1970.

Q.10 Write notes on:

- b) Compulsory licensing
- c) Prior Art

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Day

JANJIRA

APRILIMAY 2009

Date

SUBJECT : LAW RELATING TO TRADE MARKS & INDUSTRIAL DESIGN

N.B.

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: 04/06/2009

Time :2'30f.'M.To ~,30 ~ \yJ. Max.

Marks: 80

- 1) Attempt any **SIX** questions, including Q.No. 1 which is **COMPULSORY**.
- 2) Q.No. 1 carries 20 marks and other questions carry 12 marks each.

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

- a) Lacamo Agreement
  - b) Piracy
  - c) Chemical names and trademark
  - d) Madrid Convention
  - e) Consumerism
- 1) Removal of trade mark

**Q.2** Explain the meaning of 'identification of goods or services with identification or similarity of marks'.

**Q.3** What do you mean by deceptive similarity? Does it apply to a mark not registered in India? Cite examples/cases.

**Q.4** Discuss the provisions for registration of trademarks in India.

**Q.5** Critically evaluate the interplay of Intellectual Property Rights and Information Technology with a special note on cyber squatting.

**Q.6** Define 'Industrial Design'. Discuss the defenses available to the alleged infringer for piracy of designs.

**Q.7** Critically discuss 'Joint Trademark', 'Collective Trademark', 'Associated Trademark', 'Well-known Mark' and 'Certification Trademark' with proper illustrations.

**Q.8** What remedies are available for the infringement of unregistered trademark in India? Cite case laws.

**Q.9** Examine the salient features of Trade Mark Act 1999.

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**Q.10** Write notes on:

- a) International non-proprietary medicine
- b) Madrid convention

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Day : *MOLtoiy*

Time : 2' 3D P. Q1, 16 5 -:30 P M

Date :01/06/2009

Max. Marks: 80

N.D.

- 1) Attempt any SIX questions, including Q.No. 1 which is COMPULSORY.
- 2) Q.No. 1 carries 20 marks and other questions carry 12 marks each.

Q.1 Write short notes on any Ji'OlJR of the following:

- a) International character of patents
- b) Chemical Technology
- c) Library work
- d) Adaptation
- e) Moral rights
- f) Compulsory licensing

Q.2 'International documents and understanding have paved way for modern day intellectual property rights'. Elucidate.

Q.3 'Intellectual property rights confer monopoly on the proprietors at the expense of community.' Do you agree with the stand point? Substantiate your answers with proper reasons.

Q.4 Explain as to how intellectual property interplays with information technology. Cite infringement issues in the cyber space.

Q.5 Discuss how Indian Law relating to IPR differs from U.S. Laws with respect to biotechnology patents.

Q.6 Examine the salient features of Berne Convention. Also bring out its difference with the Universal Copyright Convention.

Q.7 Critically evaluate the TRIPS provisions relating to pharmaceutical patents.

Q.8 Explain the role of WIPO in protecting IPR; refer to important conventions administered by WIPO.

Q.9 Discuss the Process V s Product patent debate with the help of cases/illustrations.

Q.10 Write notes on:

- a) Knowhow

Trade secret

JANJIRA : APRILIMA Y 2009  
SUBJECT : LAW RELATING TO COPY RIGHT

Day : Wednesday  
Date : 03/06/2009

Time : 2.30 PM to 5.36 PM  
Max. Marks: 80

- N.R. 1) Attempt any SIX questions, including Q.No. 1 which is COMPULSORY.  
2) Q.No. 1 carries 20 marks and other questions carry 12 marks each.

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

a) Berne convention

b) Adaptation

c) License

d) Folklore

e) Folk art

1) Compulsory registration

Q.2 Discuss the provisions pertaining to broadcasters right and performers right with the help of case law.

Q.3 Critically examine the immutable character of copyright with the help of moral rights.

Q.4 Analyse the procedure for registration of copyright. Is registration compulsory? Cite relevant provisions.

Q.5 Critically discuss the provisions of WIPO Phonograms and Performers Treaty 1996.

Q.6 Critically comment on the ratio of R.O. Anand Vs Deluxe films. Suggest suitable amendments to the copyright act to curb the issue of piracy.

Q.7 Explain the nature of copyright emphasizing the long arm of copyright protection; with multiple rights to array of works.

Q.8 State the issues involved in software piracy. Suggest measures to protect software.

Q.9 Discuss the 'fair dealing' doctrine with the help of case laws.

Q.10 'Copyright protects form in permanence not in transient; also not ideas.' Elucidate.

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