

BACHELOR OF LAWS - LL.B. (THREE YEAR DEGREE COURSE) (CBCS - 2015 COURSE)

LL.B. Sem-V : WINTER : 2024

SUBJECT: INTELLECTUAL PROPERTY LAW

Day : Tuesday
Date : 12/11/2024

W-12608-2024

Time : 10:00 AM-12:30 PM
Max. Marks : 60

N.B.

- 1) All questions are **COMPULSORY**.
- 2) All questions carry **EQUAL** marks.

Q.1 a) Discuss the characteristics and nature of intellectual property and explain different kinds of Intellectual Property.

OR

b) Explain the concept of compulsory license under the Patents Act, 1970 and further discuss the factors to be considered by the Controller while granting the same.

Q.2 a) Explain in detail the procedure for registration of a trademark and state the effects of registration.

OR

b) Explain the moral rights and economic rights under the Copyright Act, 1957.

Q.3 a) Elaborate the role of Patent Co-operation Treaty in harmonizing patent law of various countries.

OR

b) What are the essential requirement for the registration of a design under the Designs Act, 2000. Further, explain the concept of piracy and the remedies available.

Q.4 a) Critically analyse the position of trade secret laws in India with the help of decided cases.

OR

b) Define Geographical Indications and also enumerate the registration process of GI's under the Geographical Indications of Goods (Registration and Protection) Act, 1999.

Q.5 a) i) Discuss in detail the case Novartis AG vs Union of India.

ii) Mr. A assigns his patent to Mr. B. The assignment deed executed between Mr. A and Mr. B is registered with the controller. Mr. C infringes the patent assigned to Mr. B. Advise Mr. B with the help of legal provisions.

OR

b) i) Explain the concept of Biotechnological patents.

ii) Neha writes a novel and also publishes the same. She also registers the same under the Copyright Act, 1957. Raunak makes a film based on the novel written by Neha without her consent. Neha files a case of copyright infringement against Raunak. Discuss the rights and remedies available to Neha.