

**CDOE**  
**DIPLOMA IN INTELLECTUAL PROPERTY LAW (CBCS-2018 COURSE)**  
**D.I.P.L. : SUMMER : 2025**  
**SUBJECT: LAW RELATING TO PROTECTION & RECOGNITION OF PATENT**

Day : Wednesday

Date : 28/05/2025

**S-20204-2025**

Time : 02:00 PM-05:00 PM

Max. Marks : 80

N.B.:

- 1) Question 1 is **COMPULSORY**.
- 2) Solve any five questions from Q.No.2 to Q.No.10.
- 3) Question 1 carries 20 marks and rest of the questions carry 12 marks each.

- Q.1** Write short notes (ANY FOUR):-
- a) UPSTO.
  - b) Plants varieties and farmers.
  - c) IPAB.
  - d) Hague Agreement.
  - e) Patent as a monopoly rights.
  - f) TRIPS.
- Q.2** 'An invention should be novel in order to be patentable' justify the statement in the light of essential features of Indian Patent Act.
- Q.3** 'A patent specification is a disclosure to the public regarding the invention and the scope of protection that may be granted to the invention' Justify the statement in the light of concept of specification.
- Q.4** Explain how Patent protection gives the right to stop others from copying, manufacturing, selling or importing the one's invention without the consent of patent holder.
- Q.5** Explain the need and process of registration of a patent.
- Q.6** 'Biotechnology is the use of biological process for commercial scientific, industrial and other purposes.' Explain the process of biotechnology patent in India.
- Q.7** 'Mere scheme or rule or method of performing rental act or playing games is not patented in India'. Discuss.
- Q.8** Explain the concept of compulsory licensing and also state the Indian approach to compulsory licensing citing leading case laws.
- Q.9** What are the legal defenses available to the defendant in case of infringement of patent.
- Q.10** Explain the objects, scope and importance of the Patent Law Treaty 2000.

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