

Subject : Law Relating to Trade Marks and Industrial Design

Day : Thursday
Date : 08/05/2014



Time : 02.30 PM TO 05.30 PM
Max Marks : 80 Total Pages : 1

N.B.:

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

- Q.1** Write short notes on any **FOUR** of the following:
- a) Remedies for infringement of Trademark
 - b) Honest concurrent
 - c) Removal of Trademark
 - d) Names of living person as a trade mark
 - e) Consumerism
 - f) Cyber squatting
- Q.2** "A Trade mark would be considered a good trade mark when it is distinctive". Explain.
- Q.3** "Registration of Trade Mark is Prima facie evidence of its validity". Comment and explain the procedure of Registration under Trademark Act, 1999.
- Q.4** What is passing off? What remedies are available under the law?
- Q.5** The two important roles played by trademark are sources of manufacture and quality. Explain with relevant examples.
- Q.6** "The design must appeal to and be Judged solely by the eye". Comment and explain the essentials of design.
- Q.7** "The registration of a design excludes all persons from using the design including the Government". Discuss the procedure of registration of a Design.
- Q.8** Critically evaluate the cases of Piracy with the Twin Test of Fraudulent Imitation and obvious Imitation.
- Q.9** What is the provision for Assignment and Transmission under Trademark Act, 1999?
- Q.10** Explain the Paris convention for protection of industrial property with respect to Trademark.

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Subject : Intellectual Property Law- Evolution, Concept and Kinds

Day : Monday

Date : 05/05/2014



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

N.B.:

- 1) Attempt ANY SIX questions out of which Q. No. 1 is **COMPULSORY**.
- 2) Q. No. 1 carries 20 marks and all other questions carry 12 marks each.

- Q.1** Write short note on ANY FOUR of the following:
- a) EEC
 - b) Moral Rights
 - c) WIPO
 - d) Literary Works
 - e) Compulsory license in Patent
 - f) UCC
- Q.2** Explain the nature and scope of Intellectual Property.
- Q.3** Elaborate the amendment of 2005 to Patent Act of India and its impact.
- Q.4** Explain the concept of Biotechnology Patent and discuss how it is beneficial for human health.
- Q.5** Elaborate the role of TRIPS in harmonizing intellectual property rights of world.
- Q.6** Define passing off and distinguish it from trade mark.
- Q.7** Discuss the salient features of designs Act 2000.
- Q.8** Discuss the Journey of copyright how from statute of Anne till date.
- Q.9** Explain the concept of Author and owner of copyright.
- Q.10** Write notes on:
- a) Process Patent
 - b) Berne convention

Subject : Law Relating to Copy Right

Day : Wednesday

Date : 07/05/2014



Time : 02.30 PM TO 05.30 PM

Max Marks : 80 Total Pages : 1

N.B.:

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

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

- a) Copyright Board
- b) Author
- c) Remix version
- d) Adaptation
- e) Doctrine of Fair Use
- f) Term in.

Q.2 "Copyright is unique kind of Intellectual Property which a person acquires in a work, which is the result of his intellectual labour." Comment.

Q.3 What are the various rights available to the author of copyright work?

Q.4 Write a detailed note on registration procedure of copyright.

Q.5 What are the defenses available against infringement of copyright?

Q.6 Explain in detail about the WIPO copyright treaty, 1996.

Q.7 Define literary work and evaluate the role of copyright law in protecting computer software.

Q.8 Elaborate the immutable character of copyright with the help of moral rights.

Q.9 What is Geographical Indication? What are the Provisions for Registration of Geographical Indications?

Q.10 What are the different legal remedies available for infringement of Geographical Indication?

Subject : Law Relating to Protection and Recognition of Patent

Day : Tuesday

Date : 06/05/2014

S.D.E.



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

N.B.:

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

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

- a) PCT
- b) TRIPS
- c) Inventive steps
- d) Non Obvious
- e) Product Patent
- f) Paris convention

Q.2 Explain the development of Indian Patent Law.

Q.3 "Patentee has certain rights, but also has certain obligations towards society". Justify.

Q.4 Discuss the steps involved in registration of Patent.

Q.5 Explain the concept of biotech patent and also state the arguments made in favour and against the biotech patent.

Q.6 "The Patentee can not- only exploit his patent, but also can grant the rights of exploitation to others for consideration of royalty's. Justify, in the light of assignment and licenses of patents

Q.7 Explain the concept of patent, product, patent, and process patent, with suitable examples.

Q.8 Explain the amendment of 2005, to patent Act and explain its impact in India.

Q.9 Discuss when can compulsory license can be issued by the register, and also explain the factors taken into consideration while issuing the compulsory licenses.

Q.10 Write notes on:

- i) Complete specification
- ii) Defense Patent