

B.B.A. LL.B. (5 Year Degree Course) SEM-VIII (2015 Course) :
SUMMER - 2019

SUBJECT: COMPETITION LAW & PRACTICE (BUSINESS LAW)

Day : Thursday
Date : 02/05/2019

S-2019-1561

Time: 02.00 PM TO 05.00 PM
Max. Marks: 60

N.B. :

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
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Q.1 a) The Sherman Anti-trust Act of 1890 was a United States antitrust law which regulated the competition among enterprises. Discuss the salient features of the Sherman Anti-Trust Act, 1890.

OR

b) "Abuse of Dominant position" creates a negative effect on the market conditions. Explain with relevant provisions of Competition Act 2002 along with case laws.

Q.2 a) Discuss the duties, powers and functions of the competition commission of India.

OR

b) The provisions relating to Anti-Competitive Agreements preserve the monopolistic aspects of Intellectual Property Rights granted in India and also permits imposition of such conditions. Comment on the following stating the exemption related to Competition Act, 2002.

Q.3 a) Write short notes on :

- i) Appellate tribunal
- ii) Competition Advocacy

OR

b) What are Cartels? How do they cause an appreciable adverse effect (AAE) in the relevant market?

Q.4 a) Explain the major role of Raghvan Committee in the formation of Competition Act, 2002.

OR

b) What are combinations? Explain how the concept of combinations are covered under Competition Act, 2002 in the name of threshold limit.

Q.5 a) A mobile company in Azerbaijan had initiated a tariff setting practices in a country for all the GSM operators. According to investigation the operators restrained competition in the market for GSM mobile telephone services by offering similar tariff practices. The evidences gathered suggested there was some price fixation also. Comment.

OR

b) Dee-K-enterprises filed a complaint in the United States alleging that it paid artificially high and non-competitive prices for rubber threads which are comparatively a cheaper product, thus depriving the enterprise from free and fair market practices. Comment.

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