

S.D.E.

**Diploma in Intellectual Property Law D. I. P. L. (CBCS-2018 Course)
ADDITIONAL EXAM. : SUMMER - 2019**

SUBJECT : LAW RELATING TO PROTECTION AND RECOGNITION OF PATENT

Day : Monday
Date : 24/06/2019

Time : 10.00 AM TO 01.00 PM
Max. Marks : 80

S-2019-5391

N. B. :

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

Q.1 Write Short notes on **ANY FOUR** of the following :

- a) Scope of Patent law
- b) Account of Profits
- c) Provisional specification
- d) Colourable imitation
- e) Rights of Patents Agents
- f) Disqualification for registration

Q.2 "The Patent Law recognizes the exclusive right of a patentee to gain commercial advantage out of his invention". Discuss and explain the objectives behind Patent law.

Q.3 Discuss the salient features of Sections 3 and 4 of the Indian Patents Act, 1970.

Q.4 "A licence merely confers a personal privilege to do some particular act(s) which the licensee can perform". Discuss the kinds of licence under the Patent Act, 1970.

Q.5 Elaborate the term of 'Interlocutory injunction' and 'Permanent injunction' with recent case laws.

Q.6 Define "Patentee". Discuss the rights and liabilities of patentee.

Q.7 Elaborate the legal procedure of obtaining a patent in the US and India.

Q.8 Write a detail note on :

- a) Salient features of the TRIPs
- b) Salient features of the Paris Convention for protection of Industrial Property

Q.9 Discuss the issue and challenges of patentability of computer software.

Q.10 "When a Patent is jointly owned by two or more co-owners, one of them can institute a suit for infringement, but the other co-owner(s) have to be joined as co-plaintiff or co-defendant". Discuss the provisions relating to 'actions against infringement'.