

LL. M. SEM-II (2015 COURSE) CBCS : SUMMER - 2018
SUBJECT : c) INTELLECTUAL PROPERTY LAW GROUP : LAW RELATING TO
TRADEMARKS

Day : **Friday**
Date : **18/05/2018**

Time : **10.00 AM TO 01.00 PM**
Max. Marks : 60

S-2018-1451

N.B.:

- 1) Attempt **ANY FOUR** questions.
 - 2) All questions carry **EQUAL** marks.
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Q.1 Write short notes on **ANY THREE** of the following:

- a) Brief historical background of Trademark Law
- b) False trade description
- c) Honest and Concurrent user
- d) Aim and objectives of the TRIPS agreement
- e) Filing of International registration
- f) Mareva injunction

Q.2 “Trademarks plays a vital role as it is a symbol that allows a purchaser to identify goods or services that have been proved, satisfactory and not to buy goods or services that have not been satisfactory”. Comment and discuss the aim and objectives of the Trademark Act, 1999.

Q.3 “An injunction is a specific order of the court forbidding the commission of a wrong threatened or the continuance of a wrongful course of action already begun”. Discuss and explain the salient features of section 135 of the Trademark Act, 1999.

Q.4 Explain the salient features of the Trademark Law Treaty (TLT) which is an International Treaty enacted to simplify application and registration procedures of Trademarks.

Q.5 Write a detailed note on:
a) Derogatory cybersquatting
b) Typography of cybersquatting

Q.6 “A registered trademark is a assignable and transmissible”. Discuss the procedure of registration under the Indian Trademark Act, 1999.

Q.7 “A Domain name is an identification string that defines a realm of administrative autonomy, authority or control on the internet”. Comment and discuss the role of ICANN for registration of Domain names.

Q.8 Write a detailed note on ‘Philosophy and theories of protection’ of the following (**ANY TWO**):
a) Distinctive character of trademarks
b) German theory
c) Deceptive similarity

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