

S.D.E.

LL. M. PART-I (2008 COURSE) : SUMMER - 2018

SUBJECT: (A) LAW OF INDUSTRIAL AND INTELLECTUAL PROPERTY

Day : Monday
Date : 07/05/2018

S-2018-4245

Time : 02.30 P.M. TO 05.30 P.M.
Max. Marks : 100.

N.B.:

- 1) Attempt any **FOUR** questions.
 - 2) All questions carry **EQUAL** marks.
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- Q.1** “Intellectual property plays an important role in facilitating the process of taking innovative technology to the market place.” Comment and discuss the kinds of intellectual property laws.
- Q.2** Define ‘Passing off’. Explain the difference between ‘passing off’ and ‘infringement’.
- Q.3** Define ‘Biotechnology patent’. Discuss the current issues and challenges before the Indian Patent Act regarding patentability of biotechnology.
- Q.4** “Trade mark is one of the areas of intellectual property and its purpose is to protect the mark of the product, that is to say, goods or services.” Comment and discuss the rights of consumer under the trademark law.
- Q.5** Define ‘Computer software.’ Enumerate the status of computer software under the Indian Patent Act, 1970.
- Q.6** Critically examine the approach of UNICITRAL to deal with the unfair trade practices in the area of intellectual property rights.
- Q.7** “An examination of the application for a patent cannot be made unless the applicant or any other interested person makes a request in the prescribed manner for such examination” Comment and discuss the provisions of ‘request for examination’.
- Q.8** Write short notes on any **TWO** of the following:
- a) Sui generic protection for plant varieties
 - b) Rights of indigenous people and Traditional Knowledge
 - c) Relation between Human rights and intellectual property rights.

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