

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

Day : Monday
Date : 03/12/2018

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

W-2018-1592

N.B.:

- 1) Attempt **ANY FOUR** questions.
- 2) All questions carries **EQUAL** marks.

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- Q.1** “Law of trademark is based mainly on the concepts: distinctiveness similarity of marks and similarity of goods” Comment and Discuss the characteristics and forms of trademark.
- Q.2** Discuss the salient features of the Trademark law Treaty relating to the trademark.
- Q.3** “The statutory law of trademarks is now based on the new Trademarks Act,1999 and rules framed there under” Discuss the historical development of trademark laws in India.
- Q.4** “A registered trademark gives to the registered proprietor the exclusive right to use the trademark in relation to the goods for which it is registered.” Discuss process and grounds of registration of trademark.
- Q.5** Define “infringement” Discuss the different use of registered trademark which is not constituting infringement.
- Q.6** “The remedies in a passing off action include an injunction, damages or an account of profits and delivery – up of the offending article for erasure or destruction.” Comment and discuss the different types of remedies in passing off.
- Q.7** Define “Cyber Squatting”, Explain the laws relating to squatting and domain name system.
- Q.8** Write a detail note on **ANY TWO** :
- a) Philosophy of distinctive character
 - b) Deceptive similarity
 - c) Types of distinctiveness

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