

**LL.B. (3 Year Degree Course) Sem-V (CBCS - 2015 COURSE) :
WINTER - 2018**

SUBJECT : INTELLECTUAL PROPERTY LAW

Day : Thursday
Date : 29/11/2018

W-2018-1528

Time : 02.30 PM TO 05.30 PM
Max. Marks : 60

N.B.:

- 1) All questions are **COMPULSORY**.
 - 2) All questions carry **EQUAL** marks.
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Q.1 Discuss the nature of Intellectual Property and also state the need of protection of Intellectual property beyond the national borders

OR

Discuss the inventions which are not patentable

Q.2 Explain the concept of compulsory licenses and also state the factors to be taken into consideration by the controller while granting the same.

OR

Explain the concept of trademark and state the features of good trademark.

Q.3 Explain the concept of Fair Deal in detail

OR

Discuss the salient features of Industrial Designs Act 2000

Q.4 Explain in detail the procedure of registration of trademark and also state the effects of the registration.

OR

Discuss the concept of trade secret and state the position of law relating to trade secret in India.

Q.5 a) Discuss the Supreme Courts directions to all courts for speedy disposal of Intellectual Property cases in *Bajaj Auto Ltd v T.V.S motor Company Ltd*.

- b)** An Artist 'A' recited a poetry in an concert hall which was made on the spot by her. Mr 'B' who was present in the concert remembers and publishes the entire poetry in a magazine in his own name. 'A' files the case of infringement of copyright. Discuss the possible outcome of the case.

OR

a) Discuss the ratio laid by Supreme Court of India in *Bayer Corporation v. Union of India*.

- b)** Mr 'A' wrote poems but never copyrighted it. He had three sons. After the death of Mr.'A' two of his sons approached a publisher and got the poems written by Mr.'A' in his lifetime published. The third son brought an suit of infringement of copyright against his own brothers and the publisher. Discuss the possible outcome of the case