

**Diploma in Intellectual Property Law (D.I.P.L.) (Old Course) :**

**WINTER - 2018**

**SUBJECT: LAW RELATING TO PROTECTION & RECOGNITION OF PATENT**

Day: Tuesday  
Date: 30/10/2018

**W-2018-1672**

Time: 02.30 PM TO 05.30 PM  
Max. Marks: 80

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**N.B.:**

- 1) Attempt any **SIX** questions including Q. No.1 is **COMPULSORY**.
  - 2) **Q. No. 1** carries **20** marks and all other questions carry **12** marks each.
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- Q.1** Write short notes on any **FOUR** of the following:
- a) Process Patent
  - b) PCT
  - c) Requirement as to foreign application
  - d) Turmeric Case
  - e) Novartis Case
  - f) Complete Specification
- Q.2** 'The fundamental principle of patent law is that a patent is granted only for an invention which must be new and useful' Discuss the essential of patentable invention.
- Q.3** Explain the role of Budapest Treaty in facilitating the patenting of micro-organisms.
- Q.4** Explain in detail the various changes which are recommended by TRIPS to bring Indian law in consonance with International standards.
- Q.5** Explain in detail the concept of Infringement of patent with help of recent judgments.
- Q.6** Explain the concept of compulsory licenses and the present law in India in the light of Novatis case.
- Q.7** Explain the concept of Biotechnology patent and advance the argument for and against the biotechnology patent.
- Q.8** Write a short note on:
- a) Procedure for registration as a Patent Agent
  - b) Diamond v.Chakroborty
- Q.9** Discuss the comparative analysis of position as software patent in USA and India.
- Q.10** Explain the concept of plant varieties and essentials required to patent a new plant varieties.

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