

**LL.B. (3 YEAR DEGREE COURSE) SEM-V (CBCS - 2015
COURSE) : WINTER - 2017
SUBJECT: INTELLECTUAL PROPERTY LAW**

Day : Wednesday
Date : 15/11/2017

W-2017-1257

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 a) Elucidate on the aspects of public welfare enshrined in the Novartis Judgment

OR

b) Write a brief case study with emphasis on the ratio for the Natco v Bayer case

Q.2 a) State the fundamentals of the patent with detailed examples.

OR

b) Elaborate the concept of performers right under the Indian Copyright Act in detail.

Q.3 a) Explain the international character of intellectual property law, with reference to leading Intellectual property law agreements and conventions.

OR

b) Write note on WIPO and TRIPS

Q.4 a) Explain the different types of marks under the Trademark Act 1999

OR

b) Discuss the fundamental differences between Trademarks and Geographical Indications, by throwing light on Darjeeling Tea judgment

Q.5 a) 'Mr A' is faced with an objection for his trademark by registrar of the Trademark on absolute grounds of refusal of the trademark. Advice 'Mr A' with most effective argument against the section 9 of the trademark.

OR

b) 'Mr A' Owns an official gadgets manufacturing industry and 'Mr. B' owns a garment industry. Both of them are fighting over Trademark 'Blackcherry'. State the fair solution of the problem.

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