

DIPLOMA IN INTELLECTUAL PROPERTY LAW (2015 COURSE)

D.I.P.L. : WINTER- 2022

SUBJECT : LAW RELATING TO PROTECTION & RECOGNITION OF PATENT

Day : Friday

Time : 10:00 AM-01:00 PM

Date : 9/12/2022

W-14843-2022

Max. Marks : 80

N.B.

- 1) Attempt **ANY SIX** questions in all of which **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. **(20)**
- a) Status of biotechnology patent in India
 - b) Diamond V Chakrabarty
 - c) 2005 Amendment to patent law of India
 - d) European Patent System (EPO)
 - e) Madrid Protocol
 - f) Budapest Treaty
- Q.2** Trace out the historical development of the patent system in India. **(12)**
- Q.3** Define patent specification. Explain the structure of patent specification. Elucidate the procedure followed in India for obtaining a Granted Patent. **(12)**
- Q.4** Elaborate the vital distinction between and definitions of invention before and after Patent (Amendment) Act 2002 in India. **(12)**
- Q.5** Distinguish between ownership of an invention or a patent and ownership of goods. Explain with relevant illustration. **(12)**
- Q.6** The TRIPS agreement contains a general provisions and basic principles concerning the intellectual property, as well as a catalogue of standards concerning the availability, scope and use of Intellectual Property Rights, which have to be adopted by the member states. Examine the statement with particular reference to patents. **(12)**
- Q.7** Write the role of WIPO in harmonization of patent legal system. **(12)**
- Q.8** Explain the purpose of Patent Office. Enumerate the various statutory powers conferred on the Controller of Patents in India. **(12)**
- Q.9** The justification for the patent system is that it provides an incentive for investment in new ideas, without which technological development would be much slower and more difficult. Do you agree to this view? Substantiate. **(12)**
- Q.10** What is Biotechnology? Explain the states of biotechnology patent in India. **(12)**

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