

[This question paper contains 2 printed pages.]

Your Roll No.

1338

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LL.M/MCL

LM-2018—INTELLECTUAL AND INDUSTRIAL
PROPERTY LAWS—II

Time : 3 Hours

Maximum Marks : 80

*(Write your Roll No. on the top immediately
on receipt of this question paper.)*

Attempt any four questions.

All questions carry equal marks.

1. What is meant by 'trade mark' and 'service mark'? How far it has been helpful in the economic development of a country like India? What is the procedure for registration of a trade mark and what are grounds for its refusal? Enumerate certain substantive rights which are conferred by registration process. What are the remedies for their violations ?
2. With the passage of time the overall scenario has changed but the foundation remains the same as was envisaged in the Paris Convention for the Protection of Industrial Property, 1883. Discuss. In the light of above statement dwell on the principles of national treatment and right of priority.

[P. T. O.]

3. What is meant by registered and unregistered licenses of trade marks? What types of conditions are valid in a licensing agreement? How it differs from assignment? Discuss with relevant case law.
4. Discuss in detail the law relating to registration and protection of geographical indications. What are the remedies available for its infringement? Do you think these remedies adequate and sufficient?
5.
 - (i) What are patentable inventions? What are not considered as inventions under the Patent Act, 1970?
 - (ii) Discuss various grounds on which a patent may be revoked under the Patent Act, 1970.
 - (iii) Dwell upon the relationship of exclusive marketing rights and product patents for drugs, medicines and food substances. Refer to recent development in this arena.