

Enrollment No: _____

Exam Seat No: _____

C.U.SHAH UNIVERSITY

Summer Examination-2018

Subject Name : Law of Industrial and Intellectual Property

Subject Code: 5LW02IPR1

Branch: LL.M. (Business Law)

Semester : 2

Date : 27/04/2018

Time : 10:30 To 01:30

Marks : 70

Instructions:

- (1) Use of Programmable calculator & any other electronic instrument is prohibited.
 - (2) Instructions written on main answer book are strictly to be obeyed.
 - (3) Draw neat diagrams and figures (if necessary) at right places.
 - (4) Assume suitable data if needed.
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SECTION-I

Q-1 Examine the development of Intellectual property rights in India with International perspective. (07)

Q-2 'Elaborate the legal regime of unfair trade practice with respect to Intellectual properties'. Discuss as per UNCTAD and UNCITRAL report with Indian situation. (14)

OR

Q-2 'Computer software and internet has given a new dimension to the study of Intellectual properties.' Discuss in respect to problems of computer software in Law of Copyright and Law of patent. (14)

Q-3 Discuss in detail on problems and perspectives of Biotechnology patent with case laws. (14)

OR

Q-3 Write detail notes on:- (14)

A- Sui generis protection for plant varieties

B- Indian policy and position on plant patenting



SECTION-II

Q-4 Discuss 'Patent Co-operative Treaty' with Indian Situation (07)

Q-5 Elucidate the challenges faced by develop and developing countries under the Trade Related Intellectual properties (TRIPs) agreements. Do you think there is a need and scope of Law reforms in India. (14)

OR

Q-5 Discuss the need and scope of law reform in proof of infringement of process patent. (14)

Q-6 Elaborate the meaning of 'passing off action'. Are there any evidentiary problems in Passing off Action? Discuss. (14)

OR

Q-6 Discuss link between IPR and Human rights of the impoverished masses more particularly IPR with regards to new products for health and food security. (14)

