

Reg. No. : .....

Name : .....

**Tenth Semester B.A. LL.B./B.Com. LL.B./B.B.A. LL.B. (Five Year Integrated) Degree Examination, April 2025**

**Paper – I (Option I) : TRADE IN INTELLECTUAL PROPERTY**

**(2020 Admission)**

Time : 3 Hours

Max. Marks : 80

**PART – I**

- I. Answer any **six** questions in not exceeding **50** words each. Each question carries **2** marks
1. Surrender of Patents.
  2. Compulsory Licensing of patents.
  3. Well-known Trademarks as per the Trademarks Act.
  4. Neighbouring rights in Indian copyright law.
  5. Rights of performers under the Copyright Act, 1957.
  6. Concept of novelty in the context of industrial designs.
  7. Significance of traditional knowledge in biodiversity conservation.
  8. Protection of Confidential Information in India.

**(6 × 2 = 12 Marks)**

P.T.O.

## PART – II

II. Answer any **four** questions in not exceeding **150** words. Each question carries **5** marks.

1. Discuss the role of intellectual property in economic development, focusing on its impact on innovation and industrial growth.
2. What are the provisions and legal requirements for the licensing of trademarks under the Trademarks Act, 1999 and how does it differ from trademark assignment?
3. Discuss the objectives and significance of the Berne Convention in harmonizing international copyright protection.
4. Explain the grounds on which the registration of an industrial design can be cancelled.
5. How does intellectual property law apply to biodiversity conservation?

**(4 × 5 = 20 Marks)**

## PART – III

III. Answer any **four** questions. Each question carries **6** marks.

1. XYZ Industries is granted a patent for a new type of battery. A competitor, Green Tech Ltd., challenges the patent, claiming that the invention lacks novelty and was previously published in a research journal. What are the grounds on which GreenTech can seek the revocation of XYZ's patent under the Indian Patent Act?
2. PQR Ltd., a well-known electronics company, uses the brand name 'TechNova'. A local company, TechNova Solutions, begins selling electronic accessories under a similar name. PQR has not registered 'TechNova' as a trademark. Can PQR bring a passing off action against TechNova Solutions?
3. An artist, Neha, creates a painting that is later modified and used in an advertisement without her consent. Neha claims her moral rights have been violated. What are moral rights under the Copyright Act, 1957, and does Neha have a valid claim?

4. Thomas files an application to register a design for a new type of chair. However, the same design was published in an international furniture magazine six months before his application. Can Ravi's design be registered under the Designs Act, 2000?
5. ABC Pvt. Ltd. employs Babu as a software developer and requires him to sign a confidentiality agreement regarding their proprietary algorithm. After leaving the company, Babu shares the algorithm with a competitor. Can ABC Pvt. Ltd. take legal action against Babu for breach of confidence, and what remedies are available under Indian law?

(4 × 6 = 24 Marks)

#### PART – IV

IV. Answer any **two** of the following. Each question carries **12** marks.

1. What is a patentable invention? Elaborate on the process of obtaining a patent, including the steps and legal requirements.
2. Examine the legal framework for the assignment, transmission and relinquishment of copyrights under Indian law.
3. What are the legislative initiatives in Indian for protecting Farmer's and Breeder's Rights?

(2 × 12 = 24 Marks)