

Roll No



**PRESIDENCY UNIVERSITY
BENGALURU**

**SCHOOL OF LAW
END TERM EXAMINATION - JAN 2023**

Semester : Semester VII - 2019

Course Code : LAW303

Course Name : Sem VII - LAW303 - IPR - I

Program : LLB (All Programs)

Date : 6-JAN-2023

Time : 1.00PM - 4.00PM

Max Marks : 100

Weightage : 50%

Instructions:

- (i) Read all questions carefully and answer accordingly.
- (ii) Question paper consists of 3 parts.
- (iii) Scientific and non-programmable calculator are permitted.

PART A

ANSWER ALL THE FOLLOWING QUESTIONS

10 X 2 = 20M

1. Describe the concept of Common Stock. (CO1) [Knowledge]
2. List the justification theories of IPR (CO1) [Knowledge]
3. What is joint authorship under copyright law? (CO2) [Knowledge]
4. Write a note on Moral Rights (CO2) [Knowledge]
5. What are the relative grounds for refusal of trademark registration? (CO3) [Knowledge]
6. What do you mean by the term 'Well-Known Marks'? (CO3) [Knowledge]
7. What do you mean by the Property Marks? (CO3) [Knowledge]
8. Write a short note on the concept of Automatic protection under the Berne Convention. (CO1) [Knowledge]
9. Is Copyright a permanent right? Justify. (CO2) [Knowledge]
10. Differentiate between trademarks and Geographical Indications. (CO4) [Knowledge]

PART B

ANSWER ALL THE FOLLOWING QUESTIONS

4 X 10 = 40M

11. "It is difficult to see why intellectual property should be regarded as fundamentally different from physical property." - James V. DeLong. Critically Analyse the comment.
(CO1) [Comprehension]
12. What is copyright infringement? Under what circumstances, does the court issue Anton pillar order?
(CO2) [Comprehension]
13. Explain the concept of Passing Off under the Trademark law with the help of case laws.
(CO3) [Comprehension]
14. Explain in light of the Basmati case, the need for the protection of Geographical Indications.
(CO4) [Comprehension]

PART C

ANSWER ALL THE FOLLOWING QUESTIONS

2 X 20 = 40M

15. The Copyright law of India protects a series of works as elaborated under section 13, the same protection is also extended to literary works. 'Sophia', a Super Artificial Intelligence has written a novel 'The Journey of Multiverse'.; the owner of 'Sophia' has applied for registration before the Indian Copyright office. Decide the above problem in light of the concept of copyright authorship and ownership.
(CO2) [Application]
16. (a) A trademark devoid of distinctive character cannot be registered. Discuss and refer to decided cases.
(b) Discuss the suitability of the following trademarks for registration under the Trade Marks Act 1999:
(i) Rasoi for hydrogenated oils
(ii) Ganga for mineral water
(CO3) [Application]
