



Roll No																			
---------	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

**PRESIDENCY UNIVERSITY**  
**BENGALURU**

**SCHOOL OF LAW**

**MAKEUP EXAMINATION – JAN 2023**

**Course Code:** LAW 303

**Course Name:** Intellectual Property Law

**Program & Sem:**

BALLB(Hons.)/BBALLB(Hons.)/BCOMLLB(Hons.)

**Date:** 24.01. 2023

**Time:** 09.30 AM – 12.30 PM

**Max Marks:** 80

**Weightage:** 40%

**Instructions:**

(i) Read the all questions carefully before answering.

**Part A [Memory Recall Questions]**

**Answer all the Questions. Each question carries 2 marks.**

**(10Qx 2M= 20M)**

1. Define Mark. Explain essentials of trade mark. (C.O.No.4) [ Knowledge]
2. What is collective mark? (C.O.No.4) [ Knowledge]
3. Write a note on "Domain name". (C.O.No.2) [ Knowledge]
4. Examine the difference between infringement and passing off. (C.O.No.4) [ Knowledge]
5. Briefly explain the works in which copyright subsists. (C.O.No.2) [ Knowledge]
6. What is geographical indication? Explain its essential attributes. (C.O.No.5) [ Knowledge]
7. Briefly explain the object of Berne Convention, 1886. (C.O.No.1) [ Knowledge]
8. Briefly explain 'Mareva injunction'. (C.O.No.1) [ Knowledge]
9. Write a note on moral rights of the authors. (C.O.No.2) [ Knowledge]
10. Differentiate between 'assignment' and 'transmission' of trademark. (C.O.No.4) [ Knowledge]

**Part B [Thought Provoking Questions]**

**Answer all the Questions. Each question carries 10 marks.**

**(4Qx10M=40M)**

11. What are the grounds on which the registration of trademark may be refused? Examine. (C.O.No.3) [Comprehension level]
12. Examine the concept of intellectual property rights and the historical background of the development of intellectual property rights. (C.O.No.1) [Comprehension level]

13. Distinguish between geographical indications and trademarks. (C.O.No.5) [Comprehension level]  
14. Define copyright. Discuss the rights of copyright owner. (C.O.No.3) [Comprehension level]

**Part C [Problem Solving Questions]**

**Answer all the Questions. Each question carries 20 marks.**

**(2Qx20M=40M)**

15. The defendant company assigns its trade mark 'TROPICANA' to the plaintiff company with all intellectual property rights and its goodwill in India concerning mango fruit drink. Afterwards the defendant company starts exporting fruit drink under the name of 'TROPICANA' to Turkey. The plaintiff company seeks legal action against the defendant company. Decide.

(C.O.No. 4) [Application level]