

00461

**MASTER OF INTELLECTUAL PROPERTY  
LAW (MIPL)**

**Term-End Examination**

**December, 2016**

**MIR-037 : IP LITIGATION**

*Time : 2 hours*

*Maximum Marks : 50*

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**Note :** *This paper is divided into two parts, part A and part B. Both the parts are compulsory.*

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**PART - A**

Attempt **all** the questions from this part. Each question carries **2** marks. **10x2=20**

1. From which country did Doctrine of Equivalent originate ?
  - (a) U.S.
  - (b) India
  - (c) U.K.
  - (d) France
  
2. Which among these is **not** a component of a Patent Application ?
  - (a) Complete Specification
  - (b) Priority Date
  - (c) Address of the applicant
  - (d) Age and background of the applicant

3. To obtain funds for business, the businessman has to convince Investors that :
- (a) There is a demand for their product
  - (b) Their product is superior to the competing products
  - (c) They have taken adequate steps to prevent 'free riding' on their success by dishonest competitors.
  - (d) All of the above
4. The headquarter of the patent office is situated in :
- (a) Delhi
  - (b) Kolkata
  - (c) Mumbai
  - (d) Chennai
5. The details which are entered in the register of patents are :
- (a) Names and addresses of grantees of patents
  - (b) Notifications of assignments and of transmissions of patents, of licences under patents, and of amendments, extension and revocation of patents
  - (c) Particulars of such other matters affecting the validity or proprietorship of patents.
  - (d) All of the above
6. The functions and powers of the National Biodiversity Authority does not include :
- (a) To regulate activities with regard to access to biodiversity
  - (b) Advice the Central Government on matters relating to the conservation of biodiversity
  - (c) Advice the Governor of the state on financial issues.
  - (d) Transfer the results of research relating to any biological resources.

7. The Intellectual Property Appellate Board was set up under section \_\_\_\_\_ of the Trade Marks Act, 1999.
- (a) 82
  - (b) 83
  - (c) 81
  - (d) 84
8. Which section of the Trade Mark Act, 1999 provides that the order of injunction may include an ex-party injunction ?
- (a) Section 133 (2)
  - (b) Section 134 (2)
  - (c) Section 138
  - (d) Section 135 (2)
9. The kinds of Intellectual property Insurances are :
- (a) IP Specific Insurance
  - (b) Comprehensive General Liability Insurance Policy
  - (c) Directors and Officers Insurance Policy
  - (d) All the above
10. The first case in India of patent office which granted pre-grant opposition was :
- (a) Nevirapine
  - (b) Novartis
  - (c) Tamiflu
  - (d) Snehalatha India

## PART - B

Attempt any three questions from this part. Each question carries 10 marks. 3x10=30

11. What are the components of a Global IP watch ? Discuss.
  12. Discuss the importance of drawing in a patent specification.
  13. What do you mean by Insurance ? Explain the Nature of IP Insurance.
  14. Explain the Principle of Doctrine of Equivalents. compare the situations in U.S. and U.K.
  15. Discuss the concept of Alternate Dispute Resolution (ADR) ? Explain the kinds of ADR for settling IP Disputes ?
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