

**Subject : Law Relating to Trade Marks and Industrial Design**

Day : Thursday

Date : 08/05/2014

**S.D.E.**



Time : 10.00 AM TO 01.00 PM

Max Marks : 80 Total Pages : 1

---

**N.B.:**

- 1) Attempt any **SIX** questions including **Q. No. 1** which is **COMPULSORY**.
  - 2) **Q. No. 1** carries **20** marks and all other carry **12** marks each.
- 

- Q.1** Write short notes on any **FOUR** of the following:
- a) Object of Trade Mark law
  - b) Well Known Trade Marks
  - c) Cancellation of registration of design
  - d) Shape, size and colour as Trademark
  - e) TRIPS
  - f) Copy Right in Design
- Q.2** “A Trade mark is a visual representation attached to goods for the purpose of indicating their trade origin”. Comment.
- Q.3** Write a note on Principles of Registration of Trade Marks.
- Q.4** “Infringement of a Trade mark occurs if a person other than the registered proprietor, in the course of trade, in relation to the same goods or services for which the mark is registered. Uses the same or deceptively similar mark”. Explain.
- Q.5** Explain the role played by certification trademark in protecting the rights of consumers with relevant illustrations.
- Q.6** “An article is distinguished not only by its utility but also by its visual appeal which to usually play an important role in shaping the buyers preference for the article”. Explain with the help of cases.
- Q.7** Define Piracy of Design and briefly discuss the Remedies available to the proprietries.
- Q.8** Critically evaluate the right and obligation of Trademark holder under Trade Mark Act.
- Q.9** What is service mark? Explain the function of GATT and GATS in reference to service mark.
- Q.10** Discuss the importance of Trademark in trade at international level.

\* \* \* \* \*