



**Third Semester LL.M. Examination, June/July 2012**  
**LAW OF TRADEMARKS (I.P.R. Branch)**  
**Specialisation (Paper – 3)**

Duration : 3 Hours

Max. Marks : 80

- Instructions:** 1. Answer **all five** questions.  
2. Figures to the **right** indicate **marks**.  
3. Answers should be written **only** in **English**.

Q. No. 1. (a) Define Trademark. State the object and reasons of Trademark Act, 1999. Marks : 10

OR

Compare and contrast trade mark system in India with that of U.K. and U.S.A.

(b) What do you mean by collective mark ? Marks : 6

OR

Write a note on Service mark and certification marks.

Q. No. 2. (a) Explain the salient features of Trademark Act, 1999. Marks : 10

OR

Discuss the principles for deciding the question of similarity of two marks.

(b) What factors are to be considered for deciding deceptive similarity ? Marks : 6

OR

What is the criteria for deciding deceptivity ?

Q. No. 3. (a) Explain the procedure for registration of trademarks. Marks : 10

OR

Discuss the grounds of opposition for registration of trademark.

(b) What marks are registrable and marks not registrable ? Marks : 6

OR

Write a note on rectification of register.

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Q. No. 4. (a) Explain the powers and functions of registrar of trademark.

Marks :

OR

Explain the remedies for infringement of trademark.

(b) Write short notes on :

Acts not constituting infringement.

Marks : 6

OR

Passing off.

Q. No. 5. (a) Explain the salient features of international instruments on trademarks (Paris-convention).

Marks : 10

OR

Critically examine TRIPS Agreement.

(b) Write a note on Madrid Agreement.

Marks : 6

OR

Functions of WIPO.

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