

12 MAY 2023

NATIONAL LAW UNIVERSITY JODHPUR

End Term Examination May-2023

Semester – UG VIII Semester (IPR Hons)

Subject: Trademarks, GI and Unfair Competition

Time: 3 hours

Marks: 100

Instructions:

- i. *All the questions carry equal marks.*
 - ii. *Answer any five out of the six questions.*
 - iii. *Please substantiate your statement(s)/argument(s) with relevant case laws, whenever necessary.*
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Q.1 Write Short Notes on: (Marks 10*2)

- a) Comparative Advertising
- b) Domain Name Monetization

Q.2 “Thought the Indian law attempts to govern geographical indications of goods with noble intentions yet it falls short of achieving the real impact”. Discuss. (Marks 20)

Q.3 Critically evaluate the grounds for refusal of Registration of Trademarks via analysing the concept of similarity and deceptive similarity of Trademarks and legal consequences for the same. (Marks 20)

Q.4 Explain the provision of infringement of trade mark and distinguish it from passing off. (Marks 20)

Q.5 What Are Well-Know Trademarks? How are they categorized under Indian Trademarks laws and what are the various factors that grant a trademark a well Known status. (Marks 20)

Q.6 What are unconventional Trademarks? How are they different from conventional Trademarks? Support your answer with case laws. (Marks 20)