

NATIONAL LAW UNIVERSITY, JODHPUR

Mid Term, March – 2026

Semester: UG VI Semester

Subject: Law of IPR

Time: One and Half Hour

Marks: 50

Instructions:

1. All questions are compulsory.
2. Please answer all questions to the point. Brevity will be greatly appreciated.

Q. 1) The applicant, Norway-based Tonic Brands AS, a manufacturer of male undergarments for premium segment customers has filed an application in India claiming priority to an equivalent European Community Trademark registration for the COMFYBALLS word and device mark. The Registry refuses the application on the ground of the mark being obscene or scandalous. Tonic approaches you for legal assistance. Some of the recent marks registered in India include BOSOMBUDDIES for fasteners for brassieres and decorated fasteners for brassieres, and LOVE YOUR BUM for toilet paper and fluffy materials for household and hygienic purposes. Advise.

Marks 15

Q. 2) Discuss the relevance of personality theory of property in IPR with at least one example.

Marks 15

Q. 3) “Free commercial speech under the Constitution of India includes the right to denigrate the brand of a rival and make a company’s own product look better in comparison.” – Do you agree? Critically comment with the help of supporting cases.

Marks 20