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**Sardar Patel University,  
BA, B Com, BBA LLB (Honours) 5 Years Integrated Law**

Seventh Semester Examination November 2016

Saturday 26 November 2016

02 Pm to 4 Pm

UL07CBLH10

Patent Right Creation & Registration (IPR) Hons I

Total Marks 50

Answer as Instructed

1. Attempt any two problems

5x2=10

A. "Y" made a Discovery of the Element whereas "P" made an invention. Both applied for a Patent. Who will get the Patent? Why? Decide.

B. "Z" applied for a patent and under specification he did not explain all the advantages of the patent neither did he describe the manner of performance of the invention. Will "Z" application be allowed to be proceed? Decide

C. "X" company made an Invention and which was used by the Central or the State Government which was used free of cost for purpose of "merely of its own use". "X" filed a case, is the Claim by X Valid? Support your answer with relevant section. Decide

D. "Y" obtained a Patent for an invention involving merely stitching of a head Scarf & Muffler together called "Head Scarf cum neck covering apparel for women". For which "K" filed a suit on "Y". "K" Claimed that it is not a Patentable object, is "K" claim valid? Under which section? Decide.

2. What is Specification? Explain the types of specification in detail.

15

Or

Explain the following concept: a) Compulsory License b) Rights of the Patentee c) Duties of the Patentee

15

3. Discuss in detail the various Exceptions & Limitation on the Right of the Patentee

15

Or

What is Patent? Explain various Objects and Reasons behind the Patent Law in general, also state the Objective behind the Patent Act in India.

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4. Attempt any two questions.

10

- i. Explain the principles underlying the Patent Law in India.
- ii. Explain the Concept of Revocations of Patents.
- iii. Discuss the Power of the Controller of the Patents.
- iv. Explain in detail the matters which cannot be Patent.

X=X=X