



UNIVERSITY OF NORTH BENGAL

B.A./BBA/B.Com. LL.B. (5 yr.) Honours 6th Semester Examination, 2021

COMPETITION LAW

PAPER CODE-EC04

Time Allotted: 2 Hours

Full Marks: 50

The figures in the margin indicate full marks.

Answer Question No. 7 and any four from the rest

GROUP-A

Maximum word limit up to 200 words

1. Is there any interface between the merger control regime under the Competition Law and Companies Act in India? Discuss in brief the provision relating to merger control under the Competition Act, 2002. 10
2. “The provisions relating to anti-competitive agreements preserve the monopoly aspects of intellectual property rights granted in India and also permit imposition of such conditions as may be necessary for the purposes of protecting or exploiting the intellectual property rights.”
Comment in brief whether the above exemption in consonance with the purposes of Competition clause stating the statutory provisions of the Competition Act, 2002. 10
3. What are the factors that may be considered by Competition Commission of India for determining the relevant geographic market? 10
4. “The Competition Act, 2002 was enacted in view of the economic development that resulted in opening up of the Indian economy, removal of controls and consequent economic liberalization which required the Indian Economy be enabled to allow competition in the market from within the country and outside.”
— Elucidate. 10
5. Discuss the powers and function of Competition Commission of India. What penalties can CCI impose on failure to comply with its orders in case of anti competitive agreements, abuse of dominant position and combinations? 10

6. “The language of the definition of “restrictive trade practice” in the M.R.T.P. Act suggests that in enacting the definition, our legislature drew upon the concept and rationale underlying the Rule of Reason.” Discuss the above statement with reference to decided case. 10

GROUP-B

Maximum word limit up to 100 words

7. Write short notes on any *two* of the following: 5×2 = 10
- (a) Bid- Rigging
 - (b) Competition Advocacy
 - (c) Predatory Price
 - (d) Competition Appellate Tribunal (COMPAT).

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