

LLM Semester-II Examination, 2023

LAW

Course ID : 22754

Course Code : 204E(Gr.-A)

Course Title : Competition Law

Time : 3 Hours

Full Marks : 80

The figures in the right-hand margin indicate marks.

Candidates are required to give their answers in their own words as far as practicable.

Answer any **four** questions.

1. What do you mean by Anti-competitive Practices? Do you consider that Competition Act, 2002 aims to prevent anti-competitive practices by an enterprise that causes or is likely to cause an appreciable adverse effect on competition in the relevant market in India. 20
2. While IP law deliberately subjects intellectual assets to the exclusive control of right owners, competition law seeks to avoid market barriers and benefit consumers by encouraging competition among a multiplicity of suppliers of goods, services and technologies.—Elucidate. 20

3. Both competition law and consumer protection law deal with distortions in the marketplace, which is supposed to be driven by the interaction between supply and demand. Antitrust offenses, like price fixing or exclusionary practices, distort the supply side because they restrict supply and elevate prices. Consumer protection offenses, like deceptive advertising, distort the demand side because they create the impression that a product or service is worth more than it really is.”– In context of above discuss how competition law and consumer protection law in India curb the unfair trade practices and ensure consumer justice. 20
4. Write short notes (any **two**): 10+10
 - i) Abuse of Dominance
 - ii) Power and Function of Competition Commission of India
 - ii) Regulation of Unfair Competition in UK
5. Discuss the history and evolution of Competition Policy in US and India along with the formation of Competition Law of India in 2002. 20
6. “Consumer protection is the key aspect of all modern Competition Law, Competition Law and Consumer Protection Policies are complementary and mutually reinforcing”. Discuss how Competition Policy can be used for consumer protection and the Judicial Notion of India regarding this. 20