

Roll No.:

SGT UNIVERSITY
END TERM THEORY EXAMINATION JULY -2022

Faculty/College of Study:	Law	Year/Semester:	8th Semester
Program:	BBA LL.B (Hons.)	Duration:	03:00 Hrs
Course/Subject:	Competition Law	Maximum Marks:	60
Course/Subject Code:	08060806	Batch:	2017

Instructions:-

1. Write Your Roll No. on the Question Paper.
2. Candidate should ensure that they have been provided correct question paper. Complaint(s) in this regard, if any should be made within 15 minutes of the commencement of the exam. No complaint(s) will be entertained thereafter.
3. All Questions are compulsory. Marks are indicated against each question.
4. Illustrate your answer with diagram wherever required.

SECTION-A
(Very Short Answer Type Questions)

Note: All Questions are compulsory: -

[12X1=12 Marks]

S. No.	Question	Marks Allotted
1	What is "Appreciable Adverse Effect"?	1
2	Define 'Unfair Trade Practices'.	1
3	Which Committee recommended the enactment of MRTP Act, 1969?	1
4	Object of Competition Act, 2002.	1
5	Define 'Relevant Geographic Market'.	1
6	To which kinds of agreement 'per se rule' is applicable?	1
7	Does a firm proposing to combine have to notify the commission? If yes, what is the time period?	1
8	Define 'Enterprise'.	1
9	Define 'Group' as under Section 5 of the Competition Act.	1
10	What is an 'Exclusive Distribution Agreement'?	1
11	Which authority has the power to impose penalties under the Competition Act?	1
12	Distinguish between 'merger' and 'amalgamation'.	1

SECTION-B
(Short Answer Type Questions)

Note: All Questions are compulsory: -

[4X2=8 Marks]

S. No.	Question	Marks Allotted
13	Differentiate between Monopolistic Trade Practices and Restrictive Trade Practices.	2
14	Write a short note on Competition advocacy.	2
15	Write a note on 'Joint Ventures' as a defense to anti-competitive agreement.	2
16	What are the exceptions to anti-competitive agreements under Competition Act?	2

SECTION-C
(Descriptive Answer Type Questions)

Note: All Questions are compulsory: -

[4X4=16 Marks]

S. No.	Question	Marks Allotted
17	Explain the types of Vertical Agreements	4
18	Define 'Relevant Product Market'. What are the factors that determine 'relevant product market'?	4
19	Define 'Cartel'. Discuss the conducts which constitute cartelization with the help of case laws. <p style="text-align: center;">Or</p> Explain the various kinds of Combinations. Are all combinations illegal? Discuss.	4
20	Explain the concept of Predatory Pricing. Which are the defenses given by the enterprises for predatory pricing? Discuss with case laws.	4

SECTION-D

(Long Answer Type Questions)

Note: All Questions are compulsory: -

[4X6=24 Marks]

S. No.	Question	Marks Allotted
21	<p>What do you understand by 'abuse of dominant position'? Explain the ways in which an enterprise can abuse its dominant positions. Explain with the help of case laws.</p> <p style="text-align: center;">Or</p> <p>Discuss the duties, powers and functions of the Competition Commission of India.</p>	6
22	<p>Discuss the case of <i>Belaire Owner's Association v. DLF Ltd.</i> with special reference to the concept of relevant market and abuse of dominant position.</p>	6
23	<p>Two leading manufacturers of ice-creams Mother Dairy and Vadilal enter into an arrangement fixing almost identical selling price for their products. Inter-connection between the two brands could be seen as price increases were effected almost simultaneously and even in introducing incentives, discount schemes, new flavours etc. one was following the other. Whether this type of arrangement between the two entities can be called anti-competitive agreement? If yes, why? What are other types of such agreements? Discuss along with relevant cases and examples.</p>	6
24	<p>Discuss the reasons which lead to the adoption and enforcement of Competition Act, and compare the same with the Monopolies and Restrictive Trade Practices Act, 1969. Also discuss the Raghavan Committee Report.</p>	6