

ABSTRACT**INTELLECTUAL PROPERTY LAW AND COMPETITION LAW: AN ANALYSIS***** TARUSHI MAHESHWARI¹**

Competition Law and Intellectual Property Law prima facie appears to have conflicting objects. These conflicts have led to debates for a considerably long period of time. Thus, with the evolving of Jurisprudence and a plethora of cases, the author intends to understand the interface between Intellectual Property Law (IPR) and Competition Law. Competition Law curbs anti-competitive practices by inducing optimum allocation of resources at fair prices and better qualities to its customers. On the other hand, Intellectual Property can be regarded as a single generic term that protects applications of novel ideas and information that are of commercial value. The recent trend is to find a balance between the competition and innovative protection, rather the conflicts.

This paper seeks to examine the conflicts between Competition Law and Intellectual Property Rights, in the light of certain landmark case laws. The author in light of this paper seeks to discuss general principles and laws pertaining to IPR and Competition Law. Thereafter, the author has tried to analyze the operation of both the laws in different jurisdictions and international dimensions. It analyses some IPRs related competition issues and the role of competition law in regulating some anti-competitive dimensions in the exercise of IPRs. Given the vastness of the subject, views expressed in this monograph are necessarily selective and suggestive rather than comprehensive and conclusive.

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