

ALPHABET TRADE SECRET VIOLATED BY UBER

Ref: The Economic Times, Friday, 01.12.2017



Uber Technologies is amidst litigation by Alphabet Inc. Waymo. Waymo has alleged that Uber has stolen confidential information pertaining to the self-driving car design and is claiming substantial damages for the same. The contentious issue erupted when a letter wherein the factum of instances of trade secrets being stolen within the company was withheld as evidence and was not revealed to the opposite side. However, the outcome and adjudication of the matter is still pending before the San Francisco Court.

BIOCON FDA APPROVAL

Ref: The Economic Times, Tuesday, 04.12.2017



US FDA approved the biosimilar drug Trastuzumab recently which is a victorious triumph for Mylan and Biocon. The drug can now be launched in various other markets after being launched in India. The drug is to be used for breast cancer treatment and is a major advancement in the arena of affordable biosimilar drugs.

APPLE V/S XIAOMI

Ref: The Economic Times, Wednesday, 06.12.2017



Apple successfully stalled the registration of the trademark "Mi Pad" as EU trademark being deceptively similar to its well-known product/ brand and mark "iPad" for tablet computers. Addition of a single alphabet 'm' before iPad does not give it distinctiveness and nor reduces the phonetic similarity. Thus, the General Court of European Union upheld the complaint of Apple and refused registration for "Mi - Pad". Xiaomi can appeal to Court of Justice at European Union against the said order.

SANOFI'S DENG VAXIA

Ref: The Economic Times, Wednesday, 06.12.2017



Sanofi the French Vaccine maker has applied for a waiver of phase 3 clinical trial for its vaccine for Dengue. The product being extremely novel shall be of immense importance for India as it is for reducing or eliminating dengue amongst people. Sanofi fairly declared that its vaccine "Dengvaxia" should not be

administered on previously infected individuals. The outcome of the approval is awaited by the company.

MOLEKULE BY YOGI

Ref: The Times of India, Sunday, 10.12.2017



An Indian scientist Yogi Goswami has developed a novel technology for air purifiers. Molekule, an air purifier uses patented Photo Electrochemical Oxidation (PECO) technology, basically a light-activated nano filter to create a catalytic reaction on the surface through which the pollutants at even the molecular level are destroyed. This is one of the top innovations of 2017 and tests and results show drastic relief to patients of asthma and other bronchial patients by use of this air purifier.

BIERYONCE BARRED BY BEYONCE

Ref: The Economic Times, Wednesday, 13.12.2017



Beyonce issued cease and desist notice to a Brooklyn's Lineup Brewing when they coined a Beer under the nomenclature 'Bieryonce' inspired by the singer. The singer initiated action and curtailed the

use of her own name as a brand by the brewery. The company ceased the production of this beer on receipt of this notice. The advert of the beer had a design inspired by the singer and thus led to the action.

TKD V/S PATENTING

Ref: The Times of India, Thursday, 14.12.2017



Traditional knowledge products and processes using the genetic resources like Neem, Haldi, Amla, Bhang or even Yoga and/or Ayurveda are being filed for Patenting and the Government has initiated action to check the same. India has been rampantly prodding this issue at international conferences since 2008, however the same has been countered and opposed by countries like US, Australia and Japan. It is alarming revelation that wrong patents are filed despite the Traditional Knowledge Digital Library (TKDL) database being easily available. The TKDL has to file pre-grant opposition and then the Patent is withdrawn/set aside which is a tedious and costly process thus the international arena should adhere and respect the TKDL and not allow patents using Indian medicine/techniques in any manner.

GLOWING PLANTS

**Ref: The Economic Times, Friday,
15.12.2017**



Recently Scientists of MIT have devised technology which can induce dim lights in the plants. The same is being done by embedding specialized nanoparticles into their leaves which can illuminate the workspace or provide low-intensity indoor lighting, or even for transform trees into self-powered streetlights, the researchers said. This technology is supplementing nature with beauty at all times and thus would have far reaching effect.

IPR CASES UNDER SCANNER

**Ref: The Times of India, Saturday,
16.12.2017**



The Hon'ble Supreme Court has initiated inquiry into the pendency of IPR cases in the Delhi High Court. The court has asked

the details of the numbers of Joint registrars/commissioners recording evidence on a daily basis. Recently, the Apex Court has been summoning record on pendency of IPR cases in High Court.

SONGS.PK IS BACK

**Ref: The Economic times, Monday,
18.12.2017**



Copyright infringement led to ban of the website Songs.pk by the Indian courts for last 5 years. However, it has re-entered the music industry which has become a concern for the music industry as a whole. The department of Industrial policy as well as the IT Ministry shall take steps and look into the issue of blocking access to the website.

HAVELLS RO

**Ref: The Economic Times, Friday,
22.12.2017**



Havells India forayed in the segment of water purifiers recently under its brand and has launched six variants thereof with pH balance. This industry is apparently unorganized and has only a few major players and with Havells entry, competition would be tough for them. The company is positive about its growth in this new product as well.

APPLE IN MIDST OF CLAIMS

Ref: The Economic Times, Friday, 22.12.2017



iPhone battery is slowing the processor of the phone, the claim being thwarted by Apple. Primate Labs has published data which evinced that the battery had slowed the performance in aging phones. The technology specialists at Apple are reverting with statements that the same is being done so as to avoid damage to the circuits in the phone, it suddenly shuts down. However, the veracity of the same is still questionable.

ADDITIONAL USD 957 FOR ECONOMY

Ref: The Economic Times, Friday, 22.12.2017



Artificial intelligence (AI) could be a major contributor to the economy but for the lack of funding it gets thwarted. Our Indian companies like Ola, Flipkart as well as Paytm are using AI rampantly for

various functions like prevention of fraud, predicting behavior. However, there is lack of public private partnership which is an impediment in the growth. It is pertinent that our government takes cognizance of AI which is definitely the future and work towards it.

LIFT WITHOUT CABLES

Ref: The Times of India, Friday, 22.12.2017



ThyssenKrupp AG, the elevator corporate of Germany is experimenting use of magnets as against pulleys for its futuristic lifts. Lifts without cables is the latest technology which might be successful. The product shall be termed as 'Multi' and is expected to be deployed in Berlin by 2020. The concerns of safety have been addressed and as per experts, this advancement shall provide more leeway for architectural designs and save space in buildings. The concept per se sounds interesting, however the practical aspects can be ascertained only on its implementation.

FAKE FLIPKART SKECHERS

Ref: The Economic Times, Monday 25.12.2017

LEGAL TROUBLE FOR FILPKART



SKECHERS SUES FILPKART FOR SELLING FAKE PRODUCTS

Skechers the international sports brand in its endeavor to protect its intellectual property and copyright has filed cases against Flipkart and a few more e-

commerce retail sites for selling counterfeit products. Skechers, conducted raids through court appointed local commissioners in 7 warehouses across India. It is indeed the need of the hour to ensure that the online marketplaces have more stringent rules and procedures in place to curb and reduce counterfeit issues.

UPHOLDING UTTERLY BUTTERLY DELICIOUS COPYCATS

Ref: The Times of India, Wednesday, 27.12.2017



Amul Dairy, the well - known trademark of milk and its products has initiated a multi prong litigation action against the trademark offices in India for allowance to deceptively similar trademarks/brands though for different products. This is despite having successfully fought against companies adopting the brand with the courts ordering them to stop using the name, logo and font in the past few years. It is pertinent to state that the main concern is that despite being adorned as a well-known trademark by IPAB and accepting the use since 1955, the trademark offices are continuing to allow registration of the mark in various other classes. This litigation and its orders shall be a precedent for the enforcement and validity of well-known marks.

RB V/S PATANJALI - MISLEADING ADVERT

Ref: LIVE MINT, Tuesday, 09.01.2018



Reckitt Benckiser (India) Ltd has assailed Patanjali to the Delhi High Court for its product being Patanjali's Green Flush Toilet Cleaner. The averments have claims of the deceptive similarities of the product with the well-known product Harpic of Reckitt Benckiser's. The claims of similar pattern, copy of shape as well as trade dress, labelling style etc. have been made along with that of misleading advertisement. Patanjali's advert avers that one product is having "zero HCL" and other has "low HCL". Objections raised are basically centered on the fact that the advertisement by Patanjali is a mockery of Harpic's advertisement where a celebrity walks into the house of the person to inspect the toilet and the same has been taken as an offence by Reckitt Benckiser who has launched a full - fledged litigation against Patanjali. It would be interesting to witness the adjudication when the reputation of product/ company/ brands is evaluated in lieu of their marketing strategies.



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