

LABOUR UNREST IN SUN PHARMA
Ref: The Economic Times, Monday, 01.08.2016



The renowned pharmaceutical company Sun Pharma has been held to be adopting unfair labour practice by retaining salaries of around 86 employees. The same has been in lieu of the proposed change in service conditions for these employees. Mumbai Industrial Court has ordered the company to immediately release the payments due and also to diligently and legally follow the procedure for termination of the employees. These kind of court rulings adversely affect the reputation of a company in both the domestic and international markets and thus the companies should be cautious while dealing with their employees.

LUPIN TAKES OVER SHIONOGI
Ref: The Times of India, Wednesday, 03.08.2016



Lupin is proposing to buy generic brands from Shionogi & Co. based in Japan. The company has a portfolio of approximately 21 generic brands and the deal has been finalised for 1000 crores. This agreement is beneficial for both the companies as one is enhancing its generic base and the other is investing for research in innovative drugs expansively. However, the acquisition shall be concluded in consonance with marketing rights and other statutory compliances.

MONKEY SELFIE'S COPYRIGHT – CONTENTIOUS ISSUE
Ref: The Times of India, Thursday, 04.08.2016



An organisation catering to the animal rights and their ethical treatment has assailed the order of dismissal by filing an appeal in US Court. This is an interesting litigation, wherein the rights of individuals as against animals are to be adjudicated with respect to the ownership of Intellectual property rights. The decision of this case, shall foray into the ambit of non-human rights.

GOOGLE CURBING COPYRIGHT PIRACY
Ref: The Economic Times, Thursday, 04.08.2016



Google is effectively managing the copyright piracy issues and resolving approximately 3 million notices on a daily basis. Google has devised tier security system in collaboration with the copyright owners and is accordingly adjudicating the issues expeditiously. However, the same has been effective for Content ID for both audio and video. The issue of visual artwork needs to be redressed shortly. In light of the dynamics of technology, it is imperative to ensure that the privacy, confidentiality and security of users and their personal data is managed and is not available as open source.

INNOVATIVE INDIA

Ref: **The Economic Times, Tuesday, 16.08.2016**

Global Innovation Index 2016: Top 10

Rank 2016 (2015)	Country/Economy	Score (0-100)
1 (1)	Switzerland	66.28
2 (3)	Sweden	63.57
3 (2)	UK	61.93
4 (5)	US	61.4
5 (6)	Finland	59.9
6 (7)	Singapore	59.16
7 (8)	Ireland	59.03
8 (10)	Denmark	58.45
9 (4)	Netherlands	58.29
10 (12)	Germany	57.94

Rank 2016 (2015)	Country/Economy	Score (0-100)
25 (29)	China	50.57
43 (48)	Russia	38.5
54 (60)	South Africa	35.85
66 (81)	India	33.61
69 (70)	Brazil	33.19

India has surpassed 15 other countries and ranked 66th in the league of Innovative nations in the world. The Global Innovation Index as released by World Intellectual Property organisation (WIPO) brings to fore a promising development in India in the coming years with innovation as its

basis. The main arenas have been Information technology, creative goods exports, corporate research and development, education and service sector exports so far.

BASMATI RICE GI

Ref: **The Economic Times, Tuesday, 16.08.2016**



Geographical Indications

The Learned Intellectual Property Appellate Board had issued directions to the Registrar of Geographical Indications (GI) to issue a tag for Basmati rice in India, except Madhya Pradesh. The same has been done in consonance with the requirement that the basmati rice is grown on foothills of Himalayas. The MP government has accordingly assailed the order for recognition as a certified grown area. This is a contentious issue as the claim of The Agricultural and Processed Food Products Export Development Authority (Apeda) in various countries abroad shall get diluted if other states located in central India are included. The judiciary is going to adjudicate this matter in light of the position for Indian market as well as stance in abroad.

JOINT VENTURES FOR TRANSMISSION

Ref: The Economic Times, Thursday, 18.08.2016



Power Grid Corporation of India is venturing in intra state projects adopting a novel manner of expansion. The corporation is intending to have joint ventures with various state governments for execution of its projects for transmissions. They are looking at both inter - state as well as intra - state projects and thus widening its scope of work. This novel manner shall enhance the ambit of the corporation and its widespread implementation as well.

SC ADJUDICATING MERGER OF RCOM

Ref: The Economic Times, Thursday, 18.08.2016



JOINT-STOCK FINANCIAL CORPORATION
SISTEMA

The process of merger between Reliance Communications (RCOM) and Sistema Shyam Teleservices (SSTL) shall be adjudicated by the Hon'ble Apex Court on October 19, 2016. The Russian conglomerate altercation with the Department of telecom over

spectrum charges shall be resolved. Although, the TDSAT Telecom Disputes Settlement & Appellate Tribunal (TDSAT) had ruled in favour of SSTL, the same was assailed by the Department of telecom before the Supreme Court. We all shall await for the decision as it will affect the partnership and collaboration also.

HARLEY PENALISED

Ref: The Economic Times, Friday, 19.08.2016



Harley Davidson was ordered to pay fine of \$12 million dollars for high emitting pollution from its motorcycles. The settlement has also accounted for the number of bikes sold by Harley without appropriate certifications and thus they have been ordered to withdraw the tuners in stock within a stipulated time. This order has not only deterred the company financially but has also ingrained that the air pollution levels are to be maintained for health of the nation as a whole and they cannot be taken callously.

DEVAS + IPR

Ref: The Economic Times, Friday, 19.08.2016



Devas has made false and fabricated claims alleging itself to be proprietors of Intellectual property rights in the hybrid technology for multimedia. The company collaborated with ISRO which led to a sudden increase in share prices and also apparently the deal was done without any due diligence on the antecedents of the company. The Central Bureau of Investigation is investigating this issue in detail and other issues shall come to fore thereafter.

ROCHE V/S ZYDUS

Ref: **The Economic Times, Friday, 19.08.2016**



Roche has recently sued Zydus Cadilla and the Drug Regulator with respect to the cancer drug Vivitra. The issue relates to the launch of a biosimilar drug without appropriate and complete testing in conformity with the requisite guidelines. The utmost concern of Roche is the use of the word 'Trastuzumab biosimilar product' on the packaging of the products of Cadila, which is apparently being used to benefit from the established reputation of Roche. There is a intertwined

litigation between both the companies which is adversely affecting the public at large as these legal battles stall the research process which further delays the medicines to be launched in the market.

VITAMIN DRIVEN BATTERY

Ref: **The Times of India, Friday, 05.08.2016**



Vitamin driver battery having features of being long lasting, working on high voltage has been discovered by Researchers. This battery shall provide a cheaper and cost effective remedy for operating of lower range electronic products. This technology is using bio derived polymers long chain molecules for its electrode which is further stored in a vitamin created plastic. This is apparently more advantageous and cheaper as against use of cobalt. However, its practical usage and impediments shall come to fore, when the same is launched in the market.

SKECHERS V/S PURE PLAY

Ref: **2016 (67) PTC 324 [Del]**



The Hon'ble Delhi High Court restrained the defendants from applying the similar trade dress for its footwear in favour of Skechers. The court has upheld that although the spelling of both the marks SKECHERS & PURE PLAY is absolutely different but in totality the defendants are copying the trade dress of the plaintiff which shall be misleading to the public at large. The similar get up, combination of colours, textures, styles, placement of designs are apparently are malafide adoption and thus the defendants are restrained against the same.

The court held that no case for infringement is made out in the present circumstances.

ULTRACEMENT V/S DALMIA ULTRA
Ref: 2016 (67) PTC 314 [Bom]



ULTRA Cement filed suit for injunction against 'Dalmia Ultra' on the ground that the use of the word ULTRA has gained recognition and is distinctive of the goods manufactured by Ultra Cement. Further, the use of the word 'Ultra' by Dalmia as a suffix shall be infringing the rights of Ultra Cement. The Hon'ble Court however, denied the injunctive relief and stated that such an injunction is not justifiable and further the use of the word DALMIA with Ultra is giving is distinctive as a combination.

The image shows the logo for NOWLEDGENTIA CONSULTANTS. The logo consists of a stylized 'K' made of a red arrow pointing right and a black vertical bar. To the right of the logo, the words "NOWLEDGENTIA" and "CONSULTANTS" are written in a bold, black, sans-serif font. Below the logo, the text "Corp Legal & Intellectual Property Rights Firm" is written in a smaller, black, sans-serif font. Below the logo, the contact information is listed: "E - 71, L.G.F, GREATER KAILASH I, NEWDELHI -110048", "Telephone No: Delhi-011-46012100", "Chandigarh-0172-2544552", and "Email: info@knowledgentia.com".