

UGC NOTIFICATION FOR EDUCATION CERTIFICATION

Ref: Livelaw.in, Sunday, 19.7.2020



A law student from Jindal Global University challenged the practice of only her father's name being mentioned on her provisional degree. Deeming it as a practice that has become a hindrance to achieving the goal of gender equality, this budding lawyer managed to convince the Vice Chancellor of University that since both her parents had equally contributed to her education, they both are equally deserving of getting their names mentioned on all important documents including their daughter's official and Provisional degrees. Along with this she also suggested that in situations where parents are divorced or separated, the choice must lie with the concerned student regarding which parent's name has to be mentioned on the degree. Even University Grants Commission's guidelines were reiterated in the year 2014 regarding mentioning of both father and mother's name in all academic testimonials.

CORONIL TM USE RESTRAINED

Ref: Livelaw.in, Monday, 20.7.2020



Patanjali Ayurveda has been restrained by Madras High Court from using the trademark of

Controversial drug "Coronil" that was claimed to be the cure for Corona Virus. This case was filed by a private company who had been using the mark CORONIL-92-B since the year 1993 for Acid inhibitor for industrial cleaning used for chemical preparations in industries. Interim injunction has been granted in this case and Patanjali Ayurveda has been allowed to market their product with a different name. Patanjali has also embroiled itself in controversy over making false claims and deceiving the country for providing medicine and cure for corona virus.

DABUR VS MARICO – HONEY TUSSLE

Ref: Timesofindia.indiatimes.com, 21.07.2020



Dabur has alleged that Marico has been imitating the label and packaging of its products. The Delhi High Court put the controversy to rest by affirming that both products prim facie show a similarity which can cause confusion in the minds of consumers even though brand name Saffola is mentioned on the bottle. The Court granted an ad interim injunction in favour of Dabur in order to prevent any irreparable loss to them.

"TESLAQUILA" - BOOZE BRANDING

Ref: Teslarati.com, Tuesday, 21 .07. 2020



World renowned Tesla has recently withdrawn its intent of use application for mark TESLAQUILA that was filed in 2018 with USPTO. It has been confirmed by USPTO that this application was abandoned on account of failure to respond to official actions. The examiner refused to register the mark TESLAQUILA for being confusingly similar to registration of mark SPIRIT TESLA for brandy and distilled. A unique aspect of this case is that Tesla's application of TESLAQUILA claimed foreign priority to an application that was originally filed in Jamaica.

RITTER SPORT SQUARE UPHELD

Ref: legal-patent.com, Thursday,23.07.2020



The dispute between Milka and Ritter Sport has finally been put to rest by Federal Court of Justice and Ritter Sport has been able to retain trademarks right to square shape of Ritter Sport Chocolate. The controversy in this issue revolved around the fact that three dimensional shapes can in principle be protected as trademarks but not if the shape constitutes an “essential characteristic of the product”. This case went through a prolonged battle in many stages. In the year 2017 Federal Supreme Court had ruled that square shape of chocolate bar was not an essential utility property of chocolate but merely a design aspect. The court in its recent decision held that though the only essential characteristic of packaging of goods registered is their square base area but the same does not confer any substantial value on chocolate bars sold in the packaging.

KASHMIR SAFFRON GETS GI CERTIFICATION

Ref: www.indiatoday.in, Saturday, 25.07.2020



Saffron grown in Kashmir has received a Geographical Indication tag recently. This certification will probably prevent adulteration of Kashmir saffron. Another major benefit will also be that Kashmir saffron will acquire more prominence in export market and will help farmers get best price for it.

PHILIPS RESTRAINED FOR FLAKE TM

Ref: Hindustantimes.com, Wednesday 29.07.2020



ITC moved to the Bombay High Court with allegations of infringement of its trademark seeking injunction against Godfrey Philips whereby High Court restrained Godfrey Philips (India) Limited from infringing copyright of ITC Limited in rival cigarette manufacturer's FLAKE packs and using any imitations of the artworks appearing on the latter's best selling tobacco products pack in West Bengal and north east India. It was prima facie shown that that

Godfrey Philips had substantially copied the patterns and colour scheme appearing on FLAKE REFINED TASTE pack of ITC on its (Godfrey's) SELECT pack being sold in the same market and hence the injunction was granted.

US FIRM INTERDIGITAL V/S XIAOMI
Ref: livemint.com, Thursday, 30.07 2020



InterDigital Files Patent Infringement
Against Xiaomi India

Interdigital, a US based mobile and video technology company has filed two patent infringement cases against Xiaomi in the Delhi High Court recently alleging unauthorized use of five cellular 3G and 4G patents and H.265/High Efficiency Video Coding patents . The company has sought compensatory as well as punitive damages against Xiaomi along with an injunction to prevent further infringement in India.

JLR LOSES COURT BATTLE
Ref: Autonews.com, Tuesday, 04.08.2020



Jaguar Land Rover recently lost a court battle initiated to get the trademark rights for the shape of its iconic Defender SUV. Ineos Group can now freely go ahead with its rugged four wheel drive vehicle the Grenadier. The main controversy in this case revolves around

similarity in shape of the two vehicles. JLR has been disappointed in this case as Jaguar Land Rover shape has been trademarked already in several markets.

BASMATI GI DISPUTE
**Ref: EconomicTimes.indiatimes.com,
Thursday, 06.08.2020**

Basmati Basics

Apeda's GI application seeks to cover just Punjab, Haryana, Delhi, Himachal Pradesh, Uttarakhand & parts of UP and Jammu & Kashmir

Basmati producers in MP want Apeda application to include areas such as Morena, Bhind, Gwalior, Sheopur, Datta, Shivpuri, Guna, Vidisha, Raisen, Sehore, Hoshangabad, Jabalpur, and Narshinghpur

34 lakh tonne
India's basmati exports in 2012-13

4 lakh tonne
MP's contribution to exports in 2009

Adding Madhya Pradesh is not a good idea. Tomorrow, there will be questions (as to) why not Rajasthan or Tamil Nadu. This kind of decision should be taken not on market (considerations), but intention of saving the heritage

DEVINDER SHARMA
Food and Trade Policy Analyst

The Punjab and Madhya Pradesh Governments are at loggerheads over Geographical Indication tagging of Basmati Rice. The states which already have a GI tag for Basmati Rice include Haryana, Himachal Pradesh, Uttarakhand, Delhi, Western UP along with few selected districts of Jammu & Kashmir. The claims offered by Madhya Pradesh have been dismissed time and again at different forums and occasions but the question is whether this standoff between the two states will result into any value addition for economy

APPLE TOLD TO PAY \$506 MILLION IN TEXAS PATENT TRIAL VERDICT
Ref: bloombergquint.com, Wednesday, 12.08.2020

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

OPTIS WIRELESS TECHNOLOGY, LLC,
OPTIS CELLULAR TECHNOLOGY, LLC,
UNWIRED PLANET, LLC,
UNWIRED PLANET INTERNATIONAL
LIMITED, AND
PANOPTIS PATENT MANAGEMENT, LLC
Plaintiffs,

v.

APPLE INC.,
Defendant.

Civil Action No. 2:19-cv-66

JURY TRIAL REQUESTED

Apple Inc has recently been ordered to pay \$506.2 million to Optis Wireless Technology in patent royalties related to 4G technology in iPhone and other devices. It was found that in totality 5 patents were willfully infringed. Optis claimed that Apple's smartphones, watches and tablets that operate over LTE cellular standard were using its technology. As per sources Apple has appealed against this decision.

CHINA GRANTS COUNTRY'S FIRST COVID-19 VACCINE PATENT TO CANSINO

**Ref: health.economictimes.indiatimes.com,
Monday,17.08.2020**



The long-awaited vaccine for Covid-19 has recently won a patent approval intellectual property regulator in China. China's vaccine specialist Can Sino Biologics Inc has bagged the first ever patent of vaccine for cure of deadly coronavirus.

RETRIBUTION AS TM BY WWE

Ref: Sportskeeda.com, Wednesday 19.08.2020



WWE has recently filed trademarks for WWE Superstars Malcolm Bivens, Mercedes Martinez, Primate Jay Melrose, Raquel Gonzales as well as RETRIBUTION. RETRIBUTION is the mystery group of hooded individuals who have been noticed creating chaos during WWE events wither by means of throwing Mololtov Cocktails or by attacking audience and destroying ring ropes.



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