

IMPARTING KNOWLEDGE ON LATEST CORPORATE LEGAL AND  
INTELLECTUAL PROPERTY MATTERS

**HUMANS VS AI FOR PATENTS** Ref:  
[www.bloomberg.com](http://www.bloomberg.com), Friday, 03.09.2021



The year 2021 is witnessing a global debate over handling of computer created innovations. While one country South Africa has deemed AI as an inventor, US laws refuse to declare computer using artificial intelligence as inventor. Unlike South Africa which doesn't have the system of substantive examination, federal law requires an individual to take an oath that he/she is an inventor on a patent application. Explicit clarification on the definition of "individual" has recently been given by a judge where only a natural person is an individual in legal sense. This has definitely sparked criticism from the Artificial Inventor Project run by University of Surrey Law Professor Ryan Abbott who launched a global effort to get a computer listed as an inventor. The creativity machine called DABUS has invented a beverage container and a device for attracting enhanced attention. Patents in over 17 jurisdictions across the world have been filed listing DABUS as the inventor. Though listing artificial intelligence as an inventor in a patent application might increase the incentives for development of AI but the road definitely seems to be a long one with the world's most advanced jurisdictions at loggerheads.

**15<sup>TH</sup> PATENT FOR PUNJAB  
AGRICULTURAL UNIVERSITY**  
Ref: [www.hindustantimes.com](http://www.hindustantimes.com), Monday  
06.09.2021



Punjab Agricultural University has been granted a patent for "fermentation process for enhanced glucose production from sweet sorghum bagasse using acido thermophilic fungal cellulases". This is a cost - efficient invention as the fermentation process uses thermophilic fungus during enzyme production so hydrolysis is not at all needed. This sustainable invention is in line with Biofuel policy of 2018 which lays higher emphasis on agricultural lignocellulosic residues as substrate for bioethanol production.

**APEX COURT UPHOLDS OWNERSHIP  
RIGHTS OF DEITY IN PUBLIC TEMPLES**  
Ref: [www.indiatoday.in](http://www.indiatoday.in), Tuesday, 07.09.2021



The Apex court in the case titled The State of Madhya Pradesh & Ors. V. Pujari Utthan Avam Kalyan Samiti & Anr. has held that the temple property is owned by deity as a legal person and the name of the pujari or government officials in

**IMPARTING KNOWLEDGE ON LATEST CORPORATE LEGAL AND  
INTELLECTUAL PROPERTY MATTERS**

charge of managing the temple cannot be put in the property ownership papers in the revenue records. The occupation of land is also by the deity and as such no mandate under law for mentioning name of pujari or manager in revenue records since deity being a juristic person is the owner of land. In this case, pujaris had claimed rights as hereditary managers of temples. The Supreme Court while making a distinction between private and public temple has specifically held that with respect to private temples this particular rule would not apply.

**NEW NORMS ON CYBER INSURANCE**  
Ref: [economictimes.indiatimes.com](http://economictimes.indiatimes.com),  
Thursday, 09.09.2021



The Insurance Regulatory and Development Authority of India in the wake of increasing digital frauds and cyber theft has issued guidelines for cyber insurance policy to provide cover against theft of funds and identity, unauthorized online transactions, social media, cyber stalking/bullying, phishing, cyber extortion, data and privacy breach as well as email spoofing. With increase in exposure to digital world, exposure to cyber risk is also constantly increasing. This circular titled “Guidance Document on product structure for cyber insurance” provides for zero liability of a customer in cases of contributory fraud/negligence/deficiency on part of bank as well as third party breach. Limited liability of customer has been provided for cases where loss is due to negligence of customer.

**FACEBOOK SMART GLASSES** Ref:  
[www.reuters.com](http://www.reuters.com), Friday,10.09.2021



In a step towards offering a virtual and augmented reality experience for its users, Facebook Inc. has launched its first smart glasses. These glasses have been developed in partnership with Ray-Ban maker Essilor Luxottica. They allow the users to listen to music, take calls, capture photos and short videos and even share them across facebook’s services using a companion app. The name of this glasses-line is “Ray-Ban Stories”. They include an optional virtual assistant that allows photos and videos to be captured hands-free through voice – commands. Further LED light on the glasses would show when camera is on and when a user is taking a photo or a video. Social Media Giant’s CEO Mark Zuckerberg has already announced his next computing platform which will be a shared virtual environment, a metaverse, a successor to mobile internet. Though handling of user-data has always been a challenge for facebook, this time the social media giant has played wisely by announcing beforehand that the access to the media used by smart glass customers will only be made after user consent.

**IMPARTING KNOWLEDGE ON LATEST CORPORATE LEGAL AND  
INTELLECTUAL PROPERTY MATTERS**

**MUTATION ENTRY DOES NOT CONFER OWNERSHIP**

Ref: [www.business-standard.com](http://www.business-standard.com), Friday, 10.09.2021



The Supreme Court in the case titled Jitendra Singh v. State of M.P., 2021 SCC OnLine SC 802 has held that mutation entry does not confer any property right, title or interest in favour of an individual and the same is only for fiscal purpose. Mutation of property basically refers to transfer or change of title entry in revenue records of local municipal corporation. Further, it was also clarified that in all cases where mutation entry is sought to be made on basis of a will and there is any dispute with respect to title then the party who is claiming the title needs to approach the appropriate court of law. Though this law had been settled many years ago but in reiterating once again, the Apex Court has sought to remove ambiguity that sometimes seeps in the laws relating to property transfer which vary from one state to another in India.

**APPLE'S SELF DRIVING CAR SYSTEM GETS 2 US PATENTS**

Ref: [www.electronicdesign.com](http://www.electronicdesign.com), Saturday, 11.09.2021



The US Patents and Trademark Office has recently granted two patents to Apple relating to self driving cars. While the first patent covers a new exterior lighting system conveying various warnings to surrounding vehicles in the form of text or visual displays ; the second one covers an occupant safety system with inflatable restraints deployable to protect occupants in vehicles with non-traditional seating. The technology of “Exterior Lighting and Warning System” provides for an advanced display system of an autonomous car showing information to road users about next maneuvers of the vehicle. Information on vehicle speed, risk of collision and many other kinds of information now can be readily available for the driver as well as passersby. With each passing moment, there is some or the other upgradation in technology these days which certainly is a hint towards technological and digital revolution our world is at the brink of.

**QVEVRI BECOMES THE FIRST NON-AGRICULTURAL GI OF GEORGIA**

Ref: [www.origin-gi.com](http://www.origin-gi.com), Tuesday, 14.09.2021



In Georgia, the registration of geographical indications is not limited to agricultural products and registration of Qvevri, a Georgian traditional wine jar is the first non-agricultural Georgian GI. Qvevri is used for alcoholic fermentation of grape juice, as well as for wine storage and aging. It is egg-shaped with a narrow bottom. It is produced by using clay obtained from opencast mines and is brownish –red in colour. Winemaking is deeply rooted in Georgia’s history and Qvevri has been used as a wine vessel, for storing cereals, melted

**IMPARTING KNOWLEDGE ON LATEST CORPORATE LEGAL AND  
INTELLECTUAL PROPERTY MATTERS**

butter as well as spirits. Qvevri production in Georgia started in Late Bronze and Early Iron Ages. In order to ensure uniqueness, the raw material and Qvevri making process is based in Georgia. Wine makers using Qvevri in Georgia claim that their wine is table in nature, rich in tannins and does not require chemical preservatives to ensure its long life and superior taste. GI recognition will now increase the demand of Qvevri and positively impact the employment and tourism of Georgia all across the world.

**SOLUTION FOR POTHOLES BAGS  
PATENT**

Ref: [indianexpress.com](http://indianexpress.com), Wednesday,  
15.09.2021



An invention titled “Perennial water – based potholes repair solution for repairing potholes and road repair maintenance” has recently been issued a patent certificate. This invention which is in the form of a product consist of three different types of chemicals containing different compositions. These three kinds of chemicals along with concrete can be used for filling potholes in mild rain or other wet conditions. It can be used to repair roads, fill cross cut on them and create bonding with bituminous or asphalt as well as concrete. With increasing number of accidents taking place as a result of potholes, this multipurpose invention can be seen as a silver lining. This product which has received a certification from Pune Municipal Corporation costs 55 percent lesser than the traditional petroleum based products.

**GOOGLE UNDER SCANNER FOR UNFAIR  
COMPETITION**

Ref: [www.thehindu.com](http://www.thehindu.com), Saturday, 18.09.2021



The Anti-trust authority has revealed via its findings that Alphabet Inc’s Google abused the dominant position of its Android operating system in India, to illegally hurt competitors. The tech giant has been blamed for reducing the ability and incentive of device manufacturers to sell and develop devices operating on alternate versions of Android. Basically the mandatory pre-installation of apps amounts to imposition of unfair condition of device manufacturers in violation of India’s competition law. The tech giant has apparently denied all claims and leveraged the position of its Play Store app to protect its dominance. Play Store App policy has been held to be one-sided, ambiguous, vague-biased and arbitrary at the same time. Since India is the key growth market for Google, any litigation or conflict with market players can potentially impact the business significantly. What needs to be seen is how this issue will culminate to strengthen fair market competition regime in India.

**THE TATA DOMAIN NAME DISPUTE**

Ref: [www.barandbench.com](http://www.barandbench.com), Tuesday,  
21.10.2021



**IMPARTING KNOWLEDGE ON LATEST CORPORATE LEGAL AND  
INTELLECTUAL PROPERTY MATTERS**

Tata Group has recently filed a complaint with World Intellectual Property Organisation Arbitration and Mediation Centre for recovery of domain <taatas.com> on the ground that it was identical to the well known TATA trade and service-mark. WIPO panel categorically clarified that it needs to be proved that disputed domain name is identical or confusingly similar to a trademark or service mark. The panel held TAATAS to be phonetically similar to TATA mark but concluded this not being a case of domain name squatting as there was no available evidence on record demonstrating respondent's bonafide offering of goods and services from the domain <taatas.com>. Further it was also proved that the domain name was not being used in bad faith. This matter by far and large clarifies many principles prevalent in international arena such as mere averments as to the well-known nature of a mark and bare allegations of bad faith not being sufficient to establish cyber-squatting.

**NITI AAYOG DRIVES DIGITAL  
INNOVATION**

**Ref: [www.financialexpress.com](http://www.financialexpress.com), Thursday  
30.09.2021**



**Niti Aayog**

नीति आयोग

National Institution for Transforming India



Niti Aayog in collaboration with Intel and Amazon Web Services has established an experience studio at Frontier technologies Cloud Innovation Center for showcasing application of machine learning, artificial intelligence, Internet of Things, blockchain, augmented and virtual reality and robotics for use in agriculture, health care and smart infrastructure. This studio will serve as hub for start-ups to showcase their

solutions. Subject matter experts from different verticals, government stakeholders along with start ups will together develop solutions to enable digital healthcare/agriculture and smart cities unlock their full potential to benefit society at large. The hybrid model of working has been adopted at this center and hopefully it shall become a driving force for tackling challenged India is facing.



**W - 19, L.G.F, GREATER KAILASH II,**

**NEW DELHI – 110048**

**Telephone No:**

**Delhi - 011 - 49122916; 9910734340**

**Chandigarh - 0172-2544552**

**Email: [info@knowledgentia.com](mailto:info@knowledgentia.com)**

**Website: [www.knowledgentia.com](http://www.knowledgentia.com)**

**©All rights reserved.**

**Knowledgentia Consultants**