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Orientation Programme on Intellectual Property Rights (IPR) **and Enforcement for Officers of ADJs**

(07th Sept, 2019)

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2.	Discussion paper on Standard Essential Patents and their availability on FRAND terms	Government of India Department of Industrial Policy and Promotion Ministry of Commerce & Industry	http://www.ipindia.nic.in/writereaddata/Portal/News/196_1_standardEssentialIPaper_01March2016_1_.pdf
3.	National IPR Policy (First Draft), 2014	Prabha Sridevan, Former Judge, Madras High Court	http://dipp.nic.in/English/Schemes/Intellectual_Property_Rights/IPR_Policy_24December2014.pdf



4.	188 th Law Commission Report on Proposals for Constitution of Hi-Tech Fast-Track Commercial divisions in High Courts	Law Commission of India, Government of India	http://lawcommissionofindia.nic.in/
5.	Manual Of Geographical Indications Practice And Procedure	Office Of The Controller General Of Patents, Designs And Trademarks & Registrar Of Geographical Indications	Version 01.11 As modified on July 26, 2011

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II. Trademark Act, 1999

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3.	<i>Vardhman Buildtech Pvt. Ltd & Ors v. Vardhman Properties Ltd.</i> (¶¶11-12)	233 (2016) DLT 25
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	High Court of Delhi	
1.	<i>Three-N-Products Pvt. Ltd. v. Kairali Exports and Ors. (AYUR CASE)</i> (¶¶ 15-17)	246 (2018) DLT 691
2.	<i>Yahoo Inc v. Rinshad Rinu & Ors.</i> (¶¶ 7, 8)	2017 (71) PTC 608
3.	<i>Icon Health and Fitness v. Sheriff Usman</i> (¶¶ 17, 18)	CS (Comm.) 216/2016 DOD: 12.09.2017
4.	<i>Shell Brands International AG v. Pradeep Jain Proprietor Shell Exports</i> (¶¶ 15-17)	2011 (47) PTC 175
5.	<i>Intel Corporation v. Dinakaran Nair</i> (¶¶ 13-14)	2006 (33) PTC 345
6.	<i>Mars Incorporated v. Kumar Krishna Mukherjee</i> (¶¶ 29, 30)	2003 (26) PTC 60
	Other High Courts	
1.	<i>Avighna Coffee v. Cothas Coffee</i> (¶¶ 19, 31, 32)	2016 (4) AKR 646 (Kar)



2.	<i>Lupin v. Johnson & Johnson</i> (¶¶ 59, 60)	2015 (61) PTC 1 (Bom)
3.	<i>Som Distilleries v. Sabmiller India</i> (¶¶ 13, 14)	2013 (56) PTC 237 (Bom)
4.	<i>Arviva Industries (India) v. Vikas M. Tulsian</i> (¶¶ 13-15)	2013 (54) PTC 199 (Bom)
5.	<i>Consim Info v. Google India</i> (¶¶ 214, 215)	2011 (45) PTC 575 (Mad)
h. E-commerce & Liability of Intermediary		
High Court of Delhi		
1.	<i>Amway India Enterprises Pvt.Ltd. v.IMG Technologies Pvt.Ltd.</i>	260(2019)DLT690
2.	<i>Skullcandy Inc. vs. Shri Shyam Telecom and Ors.</i> (¶19)	2019(77)PTC155(Del)
3.	<i>L'oreal v. Brandworld & ANR.</i> (¶¶64,66)	254(2018)DLT433
4.	<i>Christian Louboutin Sas v.Nakul Bajaj & Ors</i> (¶¶27-28)	253 (2018) DLT 728
5.	<i>Luxottica Group S.P.A. v. Mify Solutions Pvt. Ltd.</i> (¶17)	254(2018)DLT472
6.	<i>Kent RO Systems Ltd. and Ors. Vs. Amit Kotak and Ors.</i> (¶34)	2017(69)PTC551(Del)
7.	<i>My Space Inc. v. Super Cassettes Industries Ltd.</i> (¶¶77-78)	236(2017)DLT478

III. Patent Act, 1970

S. No.	Title	Citation
a. Objectives of Patent Law		
Supreme Court		
1.	<i>Monsanto Technology & ORS v. Nuziveedu Seeds & ORS</i> (¶¶23-24)	2014 SCC OnLine BAEPO 418
2.	<i>Bishwanath Prasad Radhey Shyam v. Hindustan Metal Industries</i> (¶¶ 17-19)	(1979) 2 SCC 511
High Court of Delhi		
1.	<i>Koninklijke Philips Electronics N.V. v. Rajesh Bansal, Sole Proprietor, Manglam Technology</i> (¶¶10,12)	2018 SCC OnLine Del 9793
2.	<i>F Hoffman-la Roche v. Cipla Ltd</i> (¶¶14, 15, 67, 68)	2008 (37) PTC 71
3.	<i>Telemecanique & Controls (I) Ltd. v. Schneider Electric Industries SA</i> (¶¶ 21, 22)	2002 (24) PTC 632
Other High Courts		
1.	<i>Bajaj Auto Ltd. v. TVS Motor Company Ltd.</i> (¶¶ 8, 9)	2008 (36) PTC 417 (Mad)
2.	<i>Shinning Industries v. Shri Krishna Industries</i> (¶¶ 7, 32, 33)	AIR 1975 All 231
b. Invention/ Inventive Step		
Supreme Court		
1.	<i>Novartis AG v. Union of India</i> (¶¶ 44-46)	2013 (4) PTC 1
2.	<i>Bishwanath Prasad Radhey Shyam v. Hindustan Metal Industries</i> (¶¶ 16, 17)	(1979) 2 SCC 511



	High Court of Delhi	
1.	<i>F Hoffman-la Roche v. Cipla Ltd</i> (¶¶ 40, 41, 43)	2008 (37) PTC 71
2.	<i>Ram Narain Kher v. Ambassador Industries, New Delhi</i> (¶¶ 23, 24)	AIR 1976 Delhi 87
	Other High Courts	
1.	<i>Mariappan v. AR Safiullah</i> (¶¶ 18-20)	2008 (38) PTC 341 (Mad)
2.	<i>Dhanpat Seth v. Nil Kamal Plastic Crates Ltd.</i> (¶¶ 21, 27, 28)	2008 (36) PTC 123 (HP)
3.	<i>Press Metal Corporation Ltd. v. Noshir Sorabji Pochkhanwalla</i> (¶¶ 16, 18)	AIR 1983 Bom 144
4.	<i>Lallubhai Chakubhai Jariwala v. Samaldas Sankal Chand Shah</i> (¶¶ 29, 30, 31)	AIR 1934 Bom 407
c.	Non-Obviousness	
	Supreme Court	
1.	<i>Novartis AG v. Union of India</i> (¶¶ 183-184)	2013 (4) PTC 1
2.	<i>Bishwanath Prasad Radhey Shyam v. Hindustan Metal Industries</i> (¶¶ 19, 22)	(1979) 2 SCC 511
	High Court of Delhi	
1.	<i>Asian Electronics Ltd. v. Havells India Ltd.</i> (¶¶ 13-15)	2010 (44) PTC 66
2.	<i>F Hoffman-la Roche v. Cipla Ltd</i> (¶¶ 130-132)	2008 (37) PTC 71
3.	<i>Bilcare Ltd. v. Amartara Private Ltd.</i> (¶¶ 19, 20)	2007 (34) PTC 419
4.	<i>M/s Stanipack Private Ltd. v. M/s Oswal Trading Company Ltd.</i> (¶¶ 19-21)	AIR 2000 Delhi 23
5.	<i>Ram Narain Kher v. Ambassador Industries, New Delhi</i> (¶¶ 17, 23, 24)	AIR 1976 Delhi 87
	Other High Courts	
1.	<i>Bajaj Auto Ltd. v. TVS Motor Company Ltd.</i> (¶¶ 13-15)	2008 (36) PTC 417 (Mad)
2.	<i>Cadila Pharmaceuticals Ltd. v. Instacare Laboratories Private Ltd.</i> (¶¶ 10, 11)	2001 (21) PTC 472 (Guj)
d.	Rights of Patentee	
	High Court of Delhi	
1.	<i>Telefonaktiebolaget Lm Ericsson v. Intex Technologies (India)</i> (¶¶ 43-47)	2015 (62) PTC 90
2.	<i>F Hoffman-la Roche v. Cipla Ltd</i> (¶¶ 110, 111)	2008 (37) PTC 71
	Other High Courts	
1.	<i>Garware Wall Ropes Ltd. v. AI Chopra, Engineers & Contractors</i> (¶¶ 17, 18)	2010 (42) PTC 731 (Bom)
2.	<i>FDC Ltd. v. Sanjeev Khandelwal</i> (¶¶ 28, 29)	2007 (35) PTC 436 (Mad)
3.	<i>Dimminaco A.G. v. Controller of Patent and Designs</i> (¶¶ 10, 11)	2002 IPLR 255 (Cal)
e.	Filing & Surrender/ Revocation of Patent	



	Supreme Court	
1.	<i>Monsanto Company v. Coramandal Indag Products Private Ltd.</i> (¶¶ 11, 12)	(1986) 1 SCC 642
2.	<i>Bishwanath Prasad Radhey Shyam v. Hindustan Metal Industries</i> (¶¶19, 20)	(1979) 2 SCC 511
	High Court of Delhi	
1.	<i>Communication Components Antenna Inc. vs. Ace Technologies Corp. and Ors.</i> (¶¶36-39,77-78)	MANU/DE/2202/2019
2.	<i>F Hoffman-la Roche v. Cipla Ltd., Mumbai Central, Mumbai</i> (¶¶ 115, 116)	2012 (52) PTC 1
3.	<i>Chemtura Corporation v. Union of India</i> (¶¶ 13, 14)	2009 (41) PTC 260
4.	<i>Bilcare Ltd. v. Amartara Private Ltd.</i> (¶¶ 46, 48, 81, 84)	2007 (34) PTC 419
5.	<i>M/s Stanipack Private Ltd. v. M/s Oswal Trading Company Ltd.</i> (¶¶ 14, 15)	AIR 2000 Delhi 23
	Other High Courts	
1.	<i>Farbwerke Hoechst Aktiengesellschaft Vornals Meister Lucius & Bruning Corporation v. Unichem Laboratories</i> (¶¶16-18)	AIR 1969 Bom 255
2.	<i>Lallubhai Chakubhai Jariwala v. Samaldas Sankal Chand Shah</i> (¶¶ 34, 35)	AIR 1934 Bom 407
f.	Compulsory Licenses	
	High Court of Delhi	
1.	<i>Bayer Corporation and Ors. Vs. Union of India and Ors</i> (¶¶ 117-119)	2019(78)PTC521(Del)
2.	<i>Bayer Corporation and Ors. Vs. Union of India and Ors.</i> (¶¶44-45)	238(2017)DLT701
3.	<i>Bayer Corporation and Anr. Vs Union of India) and Ors.</i> (¶¶33-34)	2010(43)PTC12(Del)
4.	<i>Bristol Myers Squibb Company v. J.D Joshi & Ors</i> (¶¶ 16, 17)	2015 (64) PTC 135
	Other Authorities	
	Intellectual Property Appellate Board	
1.	<i>Bayer Corporation v. Union of India, The Controller of Patents and Natco Pharma Ltd.</i> (¶¶16, 18)	MIPR 2013 (2) 97 (IPAB, Chennai)
	Controller of Patents	
1.	<i>Lee Pharma v. Astrazeneca</i> (¶¶ 17, 18)	CLA No. 01 of 2015 DoD: January 19, 2016 (Controller of Patents, Mumbai)
g.	Infringement of Patent/ Remedies	
	Supreme Court	
1.	<i>Novartis AG v. Union of India</i> (¶¶ 192, 193)	2013 (4) PTC 1
2.	<i>Anand Prasad Agarwalla v. Tarkeshwar Prasad</i> (¶¶ 4-6)	(2001) 5 SCC 568
3.	<i>Wander Ltd v. Antox India Private Ltd.</i> (¶¶ 10, 11)	1991 PTC 1



	High Court of Delhi	
1.	<i>Pradeep Sharma and Ors. vs. UPL Ltd. .</i> (¶8)	2019(77)PTC229(Del)
2.	<i>UPL Ltd. v. Pradeep Sharma and Ors.</i> (¶¶ 20-22)	MANU/DE/0772/2018
3.	<i>LG Electronics India Private Ltd. v. Bharat Bhogilal Patel</i> (¶¶ 88, 89)	2012 (51) PTC 513
4.	<i>Microsoft Corporation v. K. Mayuri</i> (¶¶ 14-16)	2007 (35) PTC 415
5.	<i>Bilcare Ltd. v. Amartara Private Ltd.</i> (¶¶ 19, 21, 89, 90)	2007 (34) PTC 419
6.	<i>National Research and Development Corporation of India v. Delhi Cloth and General Mills Co. Ltd.</i> (¶¶ 7-9)	AIR 1980 Del 132
	Other High Courts	
1.	<i>Hind Mosaic and Cement Works v. Shree Sahajanand Trading Corporation</i> (¶¶18, 25)	2008 (37) PTC 128 (Guj)
2.	<i>Bajaj Auto Ltd. v. TVS Motor Company Ltd.</i> (¶¶ 13-15)	2008 (36) PTC 417 (Mad)
3.	<i>FDC Ltd. v. Sanjeev Khandelwal</i> (¶¶ 6, 15, 22, 24, 26)	2007 (35) PTC 436 (Mad)
4.	<i>Wockhardt LTD. v. Hetero Drugs</i> (¶¶ 15-17)	2006 (32) PTC 65 (Mad)
5.	<i>Cadila Pharmaceuticals Ltd. v. Instacare Laboratories Private Ltd.</i> (¶10)	2001 (21) PTC 472 (Guj)
6.	<i>Fabcon v. Industrial Engineering Corporation</i> (¶¶ 36, 37)	AIR 1987 All 338
7.	<i>Laxmi Dutt Roop Chand v. Nankau</i> (¶¶ 26, 28, 29)	AIR 1964 All 27
h.	Standard Essential Patent	
	Foreign court	
1.	<i>Microsoft Corp. v. Motorola Mobility, Inc and Gen. Instrument corp.</i> (¶A2) (Washington District Court)	104 U.S.P.Q.2D 2000
i.	Bolar Exemption	
	High Court of Delhi	
1.	<i>Bayer Corporation and Ors. v. Union of India and Ors</i> (¶¶ 117-119)	2019(78)PTC521(Del)
2.	<i>Bayer Corporation and Ors. v. Union of India and Ors.</i> (¶¶44-45)	238(2017)DLT701
k.	Hot-tubbing	
1.	<i>Micromax Informatics Limited v. Telefonaktiebolaget L.M. Ericsson</i> (¶¶13-14)	MANU/DE/1477/2019

IV. Design Act, 2000

S. No.	Title	Citation
	Supreme Court	
1.	<i>Bharat Glass Tube v. Gopal Glass Works</i> (¶¶ 5, 6, 14)	2008 (37) PTC 1 (SC)
	High Court of Delhi	



1.	<i>Crocs Inc. USA vs. Bata India Ltd. and Ors.</i> (¶28)	2019(78)PTC1(Del)
2.	<i>Pentel Kabushiki Kaisha and Ors. vs. Arora Stationers and Ors.</i> (¶25)	2019(79)PTC42(Del)
3.	<i>Greenlight Planet India Pvt. Ltd. vs Gee Lighting Technology</i> (¶¶7-8)	MANU/DE/4203/2018
4.	<i>M/s Crocs Inc.USA v. M/s Liberty Shoes Ltd</i> (¶¶ 22, 24)	2018(73)PTC425(Del)
5.	<i>Kent RO Systems v. Amit Kotak</i> (¶¶ 28, 42, 44)	240 (2017) DLT 3
6.	<i>Carlsberg Breweries v. Som Distilleries and Breweries Ltd.</i> (¶¶ 177, 178)	2017 PTC 413
7.	<i>Reckitt Benkiser v. Wyeth Ltd.</i> (¶¶ 3, 7, 22)	2013 PTC 90
8.	<i>Dabur India Ltd. v. Amit Jain</i> (¶¶ 17, 18)	155 (2008) DLT 407
9.	<i>Glaxo Smithkline Consumer Healthcare GmbH v. Anchor Health</i> (¶¶ 15, 17)	2004 PTC 72
10.	<i>Smithkline Beechem v. Hindustan Liver</i> (¶¶ 13, 16)	2000 (28) PTC 83
	Other High Courts	
1.	<i>Cello Household Products v. Modware India</i> (¶¶ 12, 37, 38)	AIR 2017 Bom 162
2.	<i>Whirlpool of India v. Videocon Industries</i> (¶¶ 14, 17)	2014 (60) PTC 155 (Bom)
3.	<i>Marico v. Raj Oil Mills</i> (¶¶ 17, 28, 29)	2008 (37) PTC 109 (Bom)
4.	<i>Castrol India Ltd. v. Tide Water Oil Co. (I) Ltd.</i> (¶¶ 21, 22)	1996 (16) PTC 202 (Cal)

V. Trade Secrets

S. No.	Title	Citation
	High Court of Delhi	
1.	<i>American Express Bank Ltd. v. Ms. Priya Puri</i> (¶¶ 6, 20, 46, 47)	(2006) III LLJ 540
2.	<i>Michael Heath Nathan Johnson v. Subhash Chandra</i> (¶¶ 34, 44, 47)	60 (1995) DLT 757
3.	<i>Mr. Anil Gupta v. Mr. Kunal Dasgupta</i> (¶¶ 104, 105)	(2002) ILR 1Delhi 250
4.	<i>John Richard Brady v. Chemical Process Equipments Private Ltd.</i> (¶¶ 38, 39)	AIR 1987 Delhi 372
	Other High Courts	
1.	<i>Homag India Private Ltd. v. Ulfath Ali Khan</i> (¶¶ 6, 40, 51)	MANU/KA /1569/2012
2.	<i>Jet Airways v. Mr. Jan Peter</i> (¶¶ 15, 19, 21)	2000 (4) ALLMR 437
3.	<i>Tractors and Farm Equipment Ltd. v. Green Field Farm Equipments Pvt. Ltd. and Ors</i> (¶¶ 24, 25, 28)	2006 (32) PTC 343 (Mad)



VI. Geographical Indications of Goods (Registration & Protection) Act, 1999

S. No.	Title	Citation
	High Court of Delhi	
1.	<i>State Government Of Madhya Pradesh v. Union Of India & Ors</i> (¶¶ 39-44)	MANU/DE/1444/2019
2.	<i>Scotch Whisky Association v. Golden Bottling Limited</i> (¶¶ 16-18)	2006 (32) PTC 656
3.	<i>Dyer Meakin Breweries v. Scotch Whisky Association</i> (¶¶ 16, 17)	AIR 1980 Del 125
4.	<i>Mohan Meakin v. Scotch Whisky</i> (¶¶ 15, 17)	17 (1980) DLT 466
	Other High Courts	
1.	<i>Tea Board of India v. ITC Ltd</i> (¶¶ 6, 19, 20)	2019(79)PTC 1(C al)
2.	<i>Scotch Whiskey Association v. Pravara Shakar Karkhana</i> (¶¶ 30, 31)	AIR 1992 Bom. 294
3.	<i>Imperial Tobacco v. Registrar of Trademarks</i> (¶¶ 8, 25, 39)	AIR 1977 Cal 413

VII. Biological Diversity Act, 2002

S. No.	Title	Citation
	Supreme Court	
1.	<i>Aruna Rodrigues and Ors v. Union of India</i> (¶¶ 5, 6)	(2012) 5 SCC 331
	Other High Courts	
1.	<i>Central India AYUSH Drug Manufacturers' Association v. State of Maharashtra</i> (¶¶ 27, 28)	AIR 2016 Bom 261
2.	<i>R. Muralidharan v. The Secretary Ministry of Law & Justice</i> (¶¶ 1, 17, 18)	2015-2-LW481 (Mad)
3.	<i>Environment Support Group v. National Biodiversity Authority</i> (¶ 3)	AIR 2014 Kant 20
	National Green Tribunal	
1.	<i>Bio Diversity Management Committee v. Western Coalfields Ltd.</i> (¶¶ 29, 30, 31, 33)	OA Nos. 28/2013; 17/2014 (CZ) DoD: October 06, 2015



VIII. Plant Variety Protection and Farmers' Rights Act, 2001

S. No	Title	Citation
	Supreme Court	
1.	<i>Monsanto Technology LLC and Ors. vs. Nuziveedu Seeds Ltd. and Ors.</i> (¶23)	AIR2019SC559
	High Court of Delhi	
1.	<i>Pioneer Overseas Corporation vs. Chairperson, Protection of Plant Varieties and Farmers Rights and Ors.</i> (¶72)	MANU/DE/2102/2019
2.	<i>Prabhat Agri Biotech Ltd. and Ors. Vs Registrar of Plant Varieties and Ors.</i> .(¶40)	MIPR2017(1)349

IX. Injunction Orders

S. No	Title	Citation
a)	John Doe/ Ashok Kumar Orders & Anton Piller Orders	
	High Court of Delhi	
1.	<i>ESPN Software India Private Ltd. vs. Tudu Enterprise and Ors.</i> (¶¶28-30)	MANU/DE/1061/2011
2.	<i>Taj Television Ltd. & Anr. v. Rajan Mandal & Ashok Kumar</i> (¶¶17,18)	2003 FSR 22
	Other High Courts	
1.	<i>Bucyrus Europe Limited and Ors. vs. Vulcan Industries Engineering Company Private Limited (Calcutta)</i> (¶27)	2005(30)PTC279(Cal)
	Foreign Judgments	
1.	<i>Yousuf v Salama</i> (United Kingdom)	(1980) 3 All ER 405
2.	<i>Anton Piller KG v Manufacturing Process</i> (United Kingdom)	(1976) 1 All ER 779
3.	<i>EMI v Pandit</i> (United Kingdom)	(1975) 1 All ER 418



4.	<i>BMG Canada Inc. vs. John Doe. (Canada)</i>	[2004] F.C.J. No. 525 (QL)
b)	Dynamic Injunction	
	High Court of Delhi	
1.	<i>UTV Software Communication Ltd. And Ors v. BMOVIES.IS And Ors. ((¶¶97-99)</i>	2019(78)PTC375(Del)
2.	<i>Tata Sky Limited v. National Internet Exchange Of India (Nixi) And Ors (¶¶18-21)</i>	259(2019)DLT468
	Foreign Judgments	
1.	<i>Disney Enterprise v. Ml Ltd.(Singapore High Court)</i>	(2018) SGHC 206
c)	Anti-Suit Injunction	
	Supreme Court	
1.	<i>Modi Entertainment Network and Ors. v. W.S.G. Cricket PTE. Ltd. (¶¶33-34)</i>	AIR2003SC1177
	High Court of Delhi	
2.	<i>M/S Indiabulls Real Estate Ltd. v M/S Veritas Investment Research Corporation & Ors. (¶¶33-34)</i>	2019 SCC OnLine Del 8294
	Foreign Judgments	
1.	<i>John Reginald Stott Kirkham and others v Trane US Inc and others (Singapore Supreme Court)</i>	[2009] 4 SLR(R) 428 at [44]
d)	Interlocutory Injunction	



	Supreme Court	
1.	<i>Wander Ltd. and Ors. v. Antox India P. Ltd</i> (¶9)	1990 (2) ARBLR 399 (SC)

X. Geographical Indications of Goods (Registration and Protection) Act, 1999

S.No	Title	Citation
	High Court of Delhi	
1.	<i>The State Government of Madhya Pradesh vs. Union of India and Ors.</i> (¶42)	MANU/DE/1444/2019
	Other High Courts	
1.	<i>Tea Board, India vs. ITC Limited</i> (¶45) (Calcutta High Court)	2019(79)PTC1(Cal)
2.	<i>Tea Board, India vs. ITC Limited</i> (¶¶19-22) (Calcutta High Court)	MIPR2011(2)160

G. SUGGESTED READINGS

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