

SHASHANK KESARWANI

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A4, Sai Dham Apartment, Rajrooppur, Prayagraj – 211001

EDUCATION

2018-2023: SCHOOL OF LAW, UNIVERSITY OF PETROLEUM AND ENERGY STUDIES, DEHRADUN.

5th Year, BA. LL.B (Hons.) with specialization in Energy Laws; **CGPA: 8.3/10.**

2015-17: MPVM GANGAGURUKULAM, PRAYAGRAJ; 12th Standard, Percentage: 87.8% (CBSE).

2013-15: SUNBEAM SCHOOL, MAU; 10th Standard, CGPA: 7.4 (CBSE).

WORK EXPERIENCE

KUNAL KHANNA & CO., NEW DELHI (*Intellectual Property Team*)

FEBRUARY, 2023 (4 weeks)

- Assisted in Drafting of Complaint, Reply, Application under Order 39 Rule 1 & 2 of the CPC, Reply to Application for Summary Judgment and Reply to Application under order 39 Rule 2A of the CPC.
- Researched on issues including –
 - Interpretation of 'Person Interested' for the filing of post grants opposition of a patent.
 - Trade name infringement under section 29(5) of the Trade Marks Act, 1999.

SIM & SAN, NEW DELHI (*Intellectual Property Team*)

JANUARY, 2023 (4 weeks)

- Assisted in Drafting of Well-known Trademark Application, Rectification Petition, Counter Statement, Notice of Opposition and Reply to Examination Reports.
- Researched on issues including –
 - Use of a mark in relation to goods manufactured solely for export.
 - Trademark infringement suit instituted by a permitted user.
 - Trademark infringement in cases of similarity between trade channels and class of consumers.

JUSIP, CHANDIGARH (*Intellectual Property Team*)

SEPTEMBER 2022 (4 weeks)

- Drafted DMCA Notice, Notice of opposition, Counter Statement, Evidence in support of Opposition, Evidence in support of Application, Evidence in Reply under the Trademark Rules, 2017.
- Prepared presentation on IPR awareness & Monetization.
- Researched on issues including -
 - Parallel usage of similar Trademark across various classifications of goods and services.
 - Partial Assignment of Trademark.

R. K. DEWAN & CO., NEW DELHI (*Intellectual Property Team*)

JUNE, 2022 - AUGUST, 2022 (12 weeks)

- Assisted in Conducting Trademark classification and prepared trademark search opinion report.
- Assisted in Drafting of Counter Statement, Evidence under Rule 45, Evidence under Rule 46 and Evidence under Rule 47.
- Researched on issues including –
 - Suit of "Specified Value" under Commercial Courts Act.
 - Assignment of Copyright and Performer's right under Copyright Act.
 - Trademark application for NFTs.
 - Grounds for rejection of complaint under Order 7 Rule 11 of CPC and Amendment of Pleadings under Order 6 Rule 17 of CPC.

- Assisted in Conducting Trademark Classification and Prepared Trademark Search Opinion report.
- Assisted in Preparing Business portfolio analysis.
- Assisted in drafting arguments for countering the opposition and response to examination report.
- Researched on issues including –
 - Relevance of Intellectual property for social media influencers.
 - Protection of rag dolls business under Intellectual property.
 - Patentability of vaccines in India and the waiver controversy.

- Prepared a research note on matters pertaining to infringement and passing off in trade marks.
- Assisted in complying requirements for establishing Agro-Park Project in Kerala.
- Researched on issues including –
 - Court's power under Section 34 and 37 to modify arbitral awards under arbitration and conciliation act.
 - Whether two Indian parties may be allowed to choose a foreign seat of arbitration.
 - Whether a stakeholder or promoter of a company can be considered as its financial creditor under Section 7 of the Insolvency and bankruptcy Code, 2016.
 - Whether time spend during SARFESI Proceedings act as ground to seek extension of limitation period?
 - In case of Non compliance in mediation settlement, what will be procedure of court and if mediation settlement agreement is equivalent to decree, what will be its executionary procedure?

CERTIFICATE COURSES

- Course on Introduction to Intellectual property by University of Pennsylvania.
- Introduction to Mediation by University of law, UK.

CO-CURRICULAR ACTIVITIES

PUBLICATIONS

- Research Paper titled "Artificial Intelligence in role of arbitrator: Revolution or Rebellion?" **Vedanam** (2021)
- Research Paper titled "A Rational wage policy or a waged lawfare against the labourers? : Scrutinizing the code on wages under the light of Marxian Socialism", **Law & Order** (2021).
- Blog titled "Need for Personal Data Protection Bill, 2019", **Legal Aid Cell of Dharamashastra National Law University** (2020).
- Blog titled "Tracing the development of originality concept under copyright law in India", **MyLawman** (2022).
- Blog titled "Exploring Idea-Expression dichotomy through case laws", **Brain Booster** (2022).

MOOTS

- 18TH VIS (EAST) WILLEM C. VIS INTERNATIONAL COMMERCIAL ARBITRATION MOOT, HONG KONG, 2021 (**RESEARCHER**).
- 1ST LATA LALADIP CHAND MEMORIAL NATIONAL MOOT COURT COMPETITION, DR. B.R. AMBEDKAR NATIONAL LAW UNIVERSITY, SONEPAT (2021) – QUARTER-FINALIST. (**SPEAKER**)
- 3RD NATIONAL MOOT COURT COMPETITION, UNIVERSITY OF NORTH BENGAL (2020) – SEMI-FINALIST. (**SPEAKER**)

EXTRA-CURRICULAR ACTIVITIES

- 1ST GGSIP, NEW DELHI, 2020 – National Legislation Drafting Competition – 3rd Position.
- INTERNATIONAL MODEL UNITED NATION, UPES, 2019 – (UNFCCC)
- INTERNATIONAL CONFERENCE ON LAW AND TECHNOLOGY, 2019 – Student Lead of Team Reporter.
- LEGAL AID CELL, (2019-2020) – Member.