

ASHUTOSH

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EDUCATION:

Guru Gobind Singh Indraprastha University <i>New Delhi, B.A. LL. B</i>	2020-25	8.2 CGPA
D.A.V Public School <i>Jharkhand, Senior Secondary Schooling</i>	2017	72%
Hellens School <i>Bihar, Secondary Schooling</i>	2015	9.4 CGPA

INTERNSHIPS:

R.K. Dewan & Co. [ONGOING]

Feb-Apr ' 2025 (3 months)

- **Litigation:**
 - Assisted in all stages of litigation, including drafting and preparing legal documents such as written statements, cease-and-desist notices, compiling patent infringement suits, trademark infringement/passing off complaints, and rectification petitions.
 - Drafted replies to provisional refusal, replies to examination report, cease and desist letters, rebuttal letters, opposition written statement, and interlocutory applications.
 - Drafted applications for Interim Injunctions under Section 151 of the CPC, 1908, and supporting affidavits.
 - Drafted multiple notices of opposition; evidence in support of the opposition affidavit under Rule 45 and evidence in reply under Rule 47.
 - Drafted Application for appointment of local commissioner under Order 26, Rule 9 of the CPC.
 - Conducted legal research, analysed case laws, and extracted relevant judgments to support senior counsel.
 - Attended court proceedings.
- **Prosecution:**
 - Conducted trademark searches and compiled detailed reports on trademark availability.
 - Conducted searches for infringing trade marks and collated evidence of use in support of opposition proceedings.
 - Conducted searches on WIPO trade mark database, EUIPO, USPTO and culled out Registration Certificates for various marks from different jurisdictions.
 - Drafted replies to examination reports, Notices of Proposed Refusal (NOPs), and prepared application timelines.
 - Drafted evidence in support of the application- Rule: 46 TM-Rules,2017.
 - Drafted replies to examination reports for both Trademark and Copyright.
 - Filed withdrawal letters, replies, and various forms (TM-A, TM-R, TM-M, TM-P).
 - Reviewed and analysed grounds for refusal of trademark applications, including issues of distinctiveness, similarity to existing marks, and potential for confusion.
 - Checked the availability of trademarks and generated search reports.
- **Research:**
 - Researched and culled out judgments on multiple propositions (on Trademarks, Copyrights and the Civil Procedure Code, 1908), including:
 - Non-use of trade mark under Section 47 of the TM Act & partial cancellation on non-use of trade mark.
 - Interpretation of Order 39 Rule 4 of CPC.
 - Jurisdiction for pre-institution mediation & settlement under the Commercial Courts Act, 2015.
 - Territorial jurisdiction of foreign entities filing an IP suit in Indian Courts.
 - Return of plaint and rejection of plaint under Order 7 Rule 10 and Rule 11 of CPC.
 - Applicability of DHC Original Side Rules, 2018 on Delhi District Courts.
 - Acquiring exclusivity for a color combination as a trade mark in India.
 - Phonetic similarity in Trademark infringement suits.
 - Registrability of Geographical Names.
 - Applicability of Doctrine of Res Subjudice on writ petitions.
 - Propositions related to: Allied & cognate goods, Approbate & reprobate, Summary judgements, etc.
 - Researched the liability of intermediaries under Section 79 of the Information Technology Act, 2000.
 - Retrospective application of Section 12-A, Commercial Courts Act, 2015, is binding on the plaintiff.

Karanjawala & Co., New Delhi

Jan '2025 (4 weeks)

- Researched the Effectiveness of Online Dispute Resolution to Resolve Internet-Related Disputes
- Prepared a briefing note on SEBI's Consultation Paper on Faster Rights Issue with flexibility of allotment to Investor(s)
- Drafted Execution Petitions under Section 36 of the Arbitration & Conciliation Act, 1996, r/w Order XXI Rule 11 of CPC to enforce Arbitral Awards, reply to a Complaint under Section 35 of the Consumer Protection Act, 2019.
- Drafted Written Arguments, Written Statements & Evidence by way of Affidavit of Consumer Complaints under Section 35 of the Consumer Protection Act, 2019.
- Compiled case laws and analysed key concepts such as the anti-dissection rule, the dominant feature principle in trademark law, and the bypass criteria in exclusive agreements.

Ductus Legal, New Delhi

Nov '2024 (4 weeks)

- Researched and wrote material on the evolution of cryptocurrency policy in India.
- Researched the role of Green Financing in Sustainable Development: Assessing the Impact of Environmental, Social, and Governance (ESG) Criteria on Banking and Finance Practices.
- Conducted due diligence on financial transactions in commercial recovery suits.
- Conducted research on green bonds, including their issuance, market trends, and impact on financing sustainable projects.
- Drafted and reviewed cease-and-desist notices, non-disclosure agreements, opposition notices for trademark disputes, condonation of delay, and Power of Attorney.

KAnalysis, New Delhi

Sep '2024 (4 weeks)

- Researched India-China trade & investment disputes, analysing current situations & government responses.
- Performed trademark journal and public search to assist in intellectual property matters.
- Assisted in drafting responses to office actions for trademark applications and legal notices for trademark infringement.
- Drafted counterstatements for trademark opposition cases and prepared multiple affidavits under Order 11, Rule 6, as well as Temporary Restraining Orders (TROs), Application for Motion to Seal and Pseudonym (Copyright) for U.S.-Based sellers.
- Contributed to the firm's newsletter on pivotal developments in the Intellectual Property Landscape..

NOTABLE CHAMBER INTERNSHIPS:

Chamber of Senior Adv. Pravin H. Parikh, Supreme Court, New Delhi

May '2024 (4 weeks)

Chamber of Adv. Bhupendra Kumar Tomar, New Delhi

Sep '2023 (4 weeks)

Chamber AOR Jeevan Prakash, Supreme Court, New Delhi

Jun '2023 (4 weeks)

New Era Law Firm, New Delhi

Jul '2022 (4 weeks)

Chauhan & Singh Associates

Oct'-Dec '2022 (8 weeks)

Canon Sphere

May-Jun '2022 (8 weeks)

PROFESSIONAL LEARNINGS & CERTIFICATIONS:

- [ONGOING] Three-month Certificate Course in "Intellectual Property Rights And Information Technology In The Internet Age" from the INDIAN LAW INSTITUTE.
- Dual Certificate Course on "Arbitration Law & Legal Research" by Indian Kanoon & The Legalvoice.
- Certificate course in "Intellectual Property" organised by WIPO.
- Certificate course in "Mediation, Conflict and Dispute Resolution" from FIMT School of Law.
- Certificate course in "Drafting, Pleading and Conveyancing" in commercial law from FIMT School of Law.
- Participated in the "IP Awareness/Training program" organised by IP INDIA.

RESEARCH ARTICLE/PUBLICATIONS:

- The Interplay of Artificial Intelligence and Intellectual Property Rights in India
- From Ban to Boom: Evolution of Cryptocurrency Policy in India

EXTRA-CURRICULAR INVOLVEMENT:

Executive Member of Career Counselling Cell of the *Fairfield School of Law*

Outreach Volunteer at *Delhi State Legal Service Authority*

Participated in the Debate Competition by *The Gender Sensitization Club of FIMT School of Law*

Participated in Intra Moot Court Competition at *FIMT School of Law*

May '2023- Ongoing

Feb-Aug 2022