Pragya Jain

8910258228 | 1998jainpragya@gmail.com

https://www.linkedin.com/in/pragya-jain-111a7519b

EDUCATION

• B.A.LL.B. (Hons.) from Amity Law School, Kolkata with a Cumulative Grade Point Average of 8.5 [2017 – 2022]. **EXPERIENCE**

• Inttl Advocare, Noida [July, 2022 - Present]

- Drafted-
 - Pleadings, interim applications and written submissions to be filed before the Court and other forums.
 - UDRP and INDRP complaints.
 - Notice of Opposition, Counter-Statement, Evidence in Support of Opposition, Evidence in Support of Application, Evidence in Reply and Written Submissions for Opposition hearings.
 - Legal Opinion, Cease and Desist Notices, Undertakings, settlement terms, licensing and assignment agreements.
- Conducted legal research on various propositions most perticularly on Trade marks and designs law.
- Assisted and briefed arguing counsels on various contested matters including trial and final hearing matters.
- Conducting IP Audits including brand wise audit.
- Appeared before various forums regularly.
- Handled the litigation and opposition portfolio for various industry leaders.
- Compiled documents, prepared dockets, and advised clients.
- Took part in civil raids for identification and seizure of counterfeit goods.
- Acted as a liaison between the clients and seniors.

• Biswajit Sarkar Advocates- IP Attorneys, Kolkata [December,2021 – May, 2022]

- Drafted-
 - Response to the objections under section 9 and 11 of the Trade Marks Act, 1999, Counter Statement for Rectification Petition, Evidence in Support of Opposition, Notice of Opposition-Counter Statement, user affidavits and No Objection Certificate for Trademark Prosecution.
 - Trade Mark Assignment Deed and No Litigation Affidavit.
 - Applications for Design and copyright.
 - Cease and Desist Notice & Reply to the legal notice for Design infringement.
- Researched and compiled a blog on Cultural Appropriation and patents on holiday season.

• Indus Law, Bengaluru [October, 2021]

- Drafted:
 - Notice of Opposition, Evidence in support of Opposition/Application and Written Submission for Trademark Prosecution.
 - Response to the objections under section 9, 11 of the Trademarks Act, 1999 as well as user affidavit to be filed along with TM-A.
- Compiled Trademark portfolios for technology development companies and E-commerce platforms
- Researched and compiled a note on:
 - IP issues in the field of 5G.
 - IP considerations for Engineering, Manufacturing and Technology Development Companies in India.
 - IP considerations for real estate franchising in India and for brand protection
 - Trademark Strategy for an E-commerce Platform.

• Sim & San, Delhi [September, 2021]

- Researched and compiled a note on:
 - Liability of an intermediary upon actual knowledge of Trademark infringement.
 - Cases on conceptual similarity of trademarks for an ongoing matter.
 - Three elements required to establish dispute under Para 4 of the UDRP.

• Sahadeva Law chambers, Delhi [July – August, 2021]

- Drafted:
 - Response to the objections under section 9 and 11 of the Trademarks Act, 1999.

- Evidence under rule 45, 46 of the Trademarks Rule, 2017.
- Notice of Opposition for the marks advertised in TM Journal conflicting the marks of the client.

• S. Bhambri and Associates, Delhi [May, 2021]

- Researched and compiled a note on compulsory licensing of patents in the light of the second wave of Covid-19 pandemic in India.
- Drafted:
 - Assignment, license, terms and conditions, representations and warranties, termination, consideration, indemnity clauses for a Trademark assignment agreement.
 - Legal notices for Trademark Infringement.

• World Cyber Security Forum [May, 2020 – January 2022]

- Compiled a blog on Protection of Intellectual Property in Cyber Space: a new perspective.
- Assisted in a pro-bono case of cyber fraud, participated as a client in a client counselling competition, moderated sessions of webinars and compiling research materials on IPR Laws.
- Handled the IP and cyber law vertical.

Publications

- Hapic v. Domex Advertisement: Product Disparagement or nominative fair use?, SpicyIP. August, 2021
- Patent v. Tradesecret: in the light of Indian Pharmaceutical industry, SpicyIP. July, 2021.
- Access to Essential Medicines: Is IPR a Handicap?, International Journal of Legal Enforcement, (ISSN:2582 8894 ISNI: 491561750), Volume 1, Issue 2, June, 2021.
- Analysis of Trademark Infringement in the Fast-moving consumer goods industries; with reference to
 Britannia Industries Ltd. v. ITC Ltd. & Ors., International Journal of Legal Science and Innovation, (ISSN:
 2581-9453) Volume 3, Issue 2 of April, 2021.
- Trademark Genericide: A Study of the Indian Legal System, International Journal of Socio-Legal Research, (ISSN: 2393-8250), Volume 7, Issue 1, January, 2021.
- <u>Case Analysis: Times Internet Limited v. M/S Belize Domain Whoise Service Limited and Ors.</u>, Indian Journal of Socio-Legal and Contemporary Affairs, July, 2020.

MOOT COURT ACTIVITIES

- Second Position, Intellection Moot Court Competition, August, 2020.
- Speaker, 12th National Moot Court Competition of Amity University, Lucknow, March, 2019.
- Speaker, First Virtual Moot Court Competition organized by NMIMS, Bangalore, August, 2020.

CERTIFICATION

- Completed a Course:
 - Intellectual Property offered by WIPO, November, 2021.
 - IP Panorama offered by WIPO, November, 2021.
 - Introduction to Patent Cooperation Treaty, 1970, November, 2021.
 - Madrid System for International Registration of Marks offered by WIPO, June, 2021.

Co-Curricular Activities

- Legal Training Program, Law Office of Rahul Dev, June, 2021.
- Second Position, Research Paper Competition for the article titled, "A doltish way of Tax Evasion: Legality revolving around the issue of Fake Invoice for Input Tax Credit", organised by Judicate Me, ISSUE IV, ISSN: 2582-7324, May, 2021.
- Second Runners-up, PIL Competition by Abhudyay, IIT Bombay, January, 2020.

POSITIONS OF RESPONSIBILITY

- Publishing Editor, Quod_Legalis [IP Blogs] [October, 2020 Present].
- Team Lead and content head at Inttl Advocare [April, 2024 Present].