



PARTNER

## Udit Patro

### Contact

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### Summary

Udit is a Partner in the Litigation Team of Anand and Anand, with over 12 years' of experience in IP Litigation. She has been involved in successful campaigns for pharmaceutical companies and agrochemical companies, well-known luxury brands, FMCG companies, famous celebrities, etc.

### Community Involvement

Udit is part of a team which regularly handles *pro-bono* litigation work for various artists. During the Covid lock-down she worked as a part of the team which successfully restrained sale of counterfeit face masks of well-known brands.

She also helps with the firm's bi-annual caselaw update feature 'HIGHLIGHTS', which aims at providing working summaries of the decisions passed by the Intellectual Property Division of the Delhi High Court.



## Career Highlights

Some major decisions passed by Indian Courts, where she was a part of the team representing the successful litigant, include:

- Merck Sharp & Dohme v Glenmark – first patent infringement case in India which was decreed in favour of the Plaintiff patentee after trial.
- Monsanto v Nuziveedu – Case before the Supreme Court of India involving patent eligibility under S. 3(j) of the Patents Act, 1970 (which excludes plants/animals and essentially biological processes from patentable subject matter).
- Eisai v Dr. Reddy's – one of the first decisions which dealt with the genus-species patents issue.
- Pharmacyclics v UOI – a decision where the Delhi High Court laid down comprehensive guidelines for the Patent Office to follow in post-grant opposition cases filed against patent applications.
- Christian Louboutin v Nakul Bajaj – first case where the Delhi High Court examined intermediary liability vis-à-vis trademark infringement.
- Louis Vuitton v Omi – in this decision, the Delhi High Court extensively dealt with principles relating to 'contempt in the face of the Court'.
- Jatin Das v UOI – in this decision involving Moral Rights of an artist, the Court fashioned an innovative remedy balancing the rights of the artist and the opposing government undertaking which had torn down his sculpture.
- Cases enforcing the Personality Rights of Amitabh Bachchan and Anil Kapoor.

## Awards & Recognition

- 50 Up and Coming Future Legal Leaders, IBLJ, 2023
- IAM Patent 1000 for the years 2023, 2024

## Publications

- Regularly contributes to the India chapter in 'Copyright Throughout the World' by Silke von Lewinski and 'Getting the Deal Through – Copyright'.
- Co-authored a Chapter on 'Copyright and Multimedia: Contemporary Issues in India' in a Copyright Treatise – 'Novel Dimensions of Copyright Law', edited by Prof. (Dr.) S. Sivakumar and Prof. (Dr.) Lisa P. Lukose, published by Thomson Reuters, 2022.
- Regularly contributes to publications published in Asia Business Law Journal, MIP, WTR, etc. Some of the recent publications co-authored by her include:
  - 'Bollywood buzzing over NFTs' published in Asia Business Law Journal, January, 2023
  - 'Rights in movie titles and characters through an Indian lens' published by MIP Asia Focus, September, 2022



- 'Single-colour trademarks – Enforcement of Christian Louboutin's red-sole trademark' published in World Trademark Review (WTR), December, 2019, etc.



## RELATED PRACTICES

### [LITIGATION](#)

## INDUSTRY FOCUS

Intellectual Property Litigation (Patents, Trademarks, Copyright, Personality Rights, Designs, Trade-secrets)

## EDUCATION

- 2011: LLB – Campus Law Centre, Faculty of Law
- 2008: Masters in Biotechnology – Vellore Institute of Technology (VIT Vellore) [Last semester during M.Sc. : Project undertaken at the Indian Institute of Technology (IIT) Powai]

## PROFESSIONAL AFFILIATIONS

- Bar Council of India
- Delhi Bar Council (enrolled with the Delhi Bar Council in 2011)
- International Trademark Association (INTA) – Member of the Enforcement Committee of INTA for the 2024-25 term



## News & Insights

[VIEW ALL](#)

News & Updates • September 3, 2024

### [Delhi High Court grants interim injunction in favour of Vishesh Films, restrains T-Series from using 'Aashiqui' title](#)

Vishesh Films Pvt. Ltd. v. Super Cassettes Industries Ltd Represented by team Anand and Anand, filmmaker Mukesh Bhatt's production company Vishesh Films

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News & Updates • May 18, 2024

### [DELHI HIGH COURT PROTECTS PERSONALITY RIGHTS OF JACKIE SHROFF](#)

The Delhi High Court on May 15 passed an interim order, protecting the personality and publicity rights of Bollywood actor Jackie Shroff as it restrained

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News & Updates • May 4, 2023

### [Historic Agreement between ISRA and The Indian Music Industry](#)

ISRA (Indian Singers Rights Association) and the Indian Music Industry have reached a Historic and Landmark Agreement which has enabled Singers and various

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Thought Leadership • February 13, 2023

### [Bollywood Buzzing Over NFTS](#)

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Non-fungible tokens (NFTs) are all

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