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MAHESHWARI AND CO. is a full service Law Firm that represents its clients in a number of complex and high value transactions. The Firm has a special expertise in Intellectual Property Laws covering trademarks, copyright, design, patent and GI filing, prosecution, enforcement and litigation.

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JUDGMENTS

Delhi High Court clarifies seven-step test for assessing Patent claims under section 3(m)

The press release analyses the Delhi High Court's decision in T-Mobile International AG & Co. KG v. Controller General of Patents, Designs and Trademarks, concerning the interpretation and application of Section 3(m) of the Patents Act, 1970, which excludes from patentability claims directed to a mere scheme, rule or method of performing a mental act.

The Court laid down a structured seven-step test to determine whether a patent claim falls within the scope of Section 3(m). The test emphasises that claims must be assessed as a whole, while examining whether the claimed invention can be performed solely through mental processes. The Court also clarified that the presence of technical means, tangible outputs or practical interaction with hardware or software may be relevant in determining patentability. However, merely adding token technical elements or computer implementation would not, by itself, overcome the statutory exclusion.

The decision provides useful guidance for patent examination and claim drafting, particularly for technology-driven inventions.

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Damages In Patent Infringement Cases: Why Indian Courts are awarding Record Amount

The article examines the evolving approach of Indian courts towards awarding damages in patent infringement cases and the growing emphasis on meaningful economic compensation for patent holders.

It highlights how recent judicial and institutional developments, particularly the establishment of specialised Intellectual Property Division benches and the Delhi High Court Intellectual Property Rights Division Rules, 2022, have introduced greater structure and predictability into the assessment of damages.

The article also analyses key decisions, including Telefonaktiebolaget LM Ericsson v. Lava International Ltd., Communication Components Antenna Inc. v. Mobi Antenna Technologies and Strix Ltd. v. Maharaja Appliances Ltd., which demonstrate the courts' willingness to award substantial damages based on available economic evidence and, where necessary, reasonable or notional assessments.

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INSIGHTS

AI, Deepfakes & Copyright in India: The 2026 Legal Position

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AI, Deepfakes & Copyright in
India: The 2026 Legal
Position



The blog examines the evolving legal landscape surrounding AI-generated works and deepfakes in India, highlighting the challenges posed by generative AI to copyright, authorship, personality and privacy rights.

The article further examines the distinction between copyright infringement and violations of personality or publicity rights in cases involving manipulated images, voices and videos. It explains the position under the Copyright Act, including the treatment of AI generated works and the continuing uncertainty around their authorship. The article emphasises the need for businesses and creators to consider human involvement, copyright ownership, third-party rights, consent and applicable regulatory obligations when developing or using AI-generated content in India.

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Why Alcoholic Beverage Brands should immediately review their UAE Trademark Portfolios

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Why Alcoholic Beverage Brands
should immediately review their UAE
Trademark Portfolios



The blog examines the UAE's recent acceptance of direct trademark filings under Nice Class 33 for alcoholic beverages, marking a significant development for wine and spirits brands.

It explains the limitations of the earlier framework, where businesses relied on indirect protection through Classes 32 and 35, and highlights the resulting enforcement and non-use risks. The article also distinguishes trademark protection from the separate commercial licences required to manufacture, import, distribute or sell alcohol in the UAE. It emphasises the need for beverage brands to reassess their UAE trademark portfolios and consider direct Class 33 protection as part of their market-entry and brand protection strategy.

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FIRM BULLETIN



Ms. Jyotsna Chaturvedi, Head – Corporate Practice, and Ms. Akshi Seem, Associate Partner – Intellectual Property Rights, attended the BRICS WBA Women-Led Development Summit 2026, in New Delhi with the Federation of Indian Chambers of Commerce & Industry (FICCI) serving as the official secretariat under India's BRICS Presidency.

The Summit brought together accomplished women from diverse fields and sectors from across the world, providing a meaningful platform for dialogue, collaboration, knowledge-sharing and the exchange of ideas on women-led development. It was an enriching and inspiring experience, offering valuable opportunities to connect with women leaders and professionals working across diverse areas and geographies



Ms. Akshi Seem, Associate Partner – Intellectual Property Rights, attended the event, "Building Resilient Value Chains for a Sustainable and Competitive Future" hosted by CII in New Delhi. The event brought together industry leaders and professionals from diverse sectors and provided a valuable platform for meaningful discussions, knowledge-sharing and networking, offering an enriching opportunity to engage with professionals and exchange perspectives on contemporary industry developments

FIRM BULLETIN



Ms. Akshi Seem, Associate Partner – Intellectual Property Rights, attended the “Networking Cocktail – Soirée de Rentrée” hosted by IFCCI in New Delhi. The event brought together industry leaders and professionals from diverse sectors, providing a valuable platform for meaningful conversations, knowledge-sharing and networking. It was an enriching opportunity to connect with professionals and exchange perspectives on contemporary business and industry developments.



We recently conducted an interactive session for our interns on “How to Identify Intellectual Property”, led by Ms. Akshi Seem, Associate Partner. The session focused on helping our interns understand the different forms of Intellectual Property and identify them in practical legal scenarios.

Through engaging discussions and real-world examples, the session encouraged the interns to look beyond theoretical concepts and develop a practical understanding of how IP rights arise, operate and can be protected. It was an insightful learning experience, providing valuable perspectives and strengthening their understanding of the role of Intellectual Property in everyday business and legal contexts.



THANK YOU FOR READING !

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