



CHRIST
(DEEMED TO BE UNIVERSITY)
BANGALORE · INDIA

Notice for the PhD Viva Voce Examination

Ms Sawmya Suresh, Registration Number: 1760071, PhD Scholar at the School of Law, CHRIST (Deemed to be University) will defend her PhD thesis at the public viva-voce examination on Tuesday, 24 June 2025 at 11.30 am in Room No. 044, Ground Floor, R & D Block, CHRIST (Deemed to be University), Bengaluru - 560029, Karnataka, India.

- Title of the Thesis** : **An Analysis of Settling Patent Disputes in India through Arbitration: A Comparative Study**
- Discipline** : **Law**
- External Examiner - I** : **Dr Kshitij Kumar Singh**
Associate Professor
Room No. 51, Campus Law Centre
Faculty of Law, University of Delhi
29/31 Chhatra Marg, North Campus
New Delhi -110007
- External Examiner - II** : **Dr Sreelatha**
Associate Professor
School of Law
SRM University, Kattankulathur
Chennai - 603203
Tamil Nadu
- Supervisor** : **Dr Jayadevan S Nair**
Professor
School of Law
CHRIST (Deemed to be University)
Bengaluru-560029
Karnataka

The members of the Research Advisory Committee of the Scholar, the faculty members of the Department and the School, interested experts and research scholars of all the branches of research are cordially invited to attend this open viva-voce examination.

Place: Bengaluru
Date: 16 June 2025


Registrar (Academics)

ABSTRACT

Intellectual Property rights are provided to protect the intellectual creations of a person. Patents are granted for inventions which are new, involve an inventive step. Arbitration allows the parties to a dispute to choose a neutral forum which is independent and impartial for the resolution of the dispute and parties choose the substantive and procedural laws which will govern the arbitration. Indian court rulings do not support application of arbitrability to patent disputes particularly with respect to validity. Proper analysis of the matter that can be referred for arbitration is needed for societal and economic development. Majority of the common law countries including UK, USA, and EU nations allow arbitration of patent validity disputes. Hence it is necessary to analyse the patent issues and the time taken to resolve the disputes, as the scope of patentable subject matter has increased and the number of patent disputes has also increased. The patent office report related to grant of patent, post and pre grant opposition applications filed for 12 years were analysed. Along with patent office report, case analysis of the patent and arbitration matters were done separately. A comparative study with USA, EU and UK helped to understand how these nations utilized arbitration effectively to settle patent disputes.

Keywords: *Intellectual property rights, patent validity, patent infringement, disputes, arbitration, public policy.*

Publications:

1. **Sawmya Suresh**, Dr. Jayadevan. S. Nair, *Patent Dispute Settlement Through Arbitration and Public Policy concerns*, *Revista Brasileira De alternative Dispute Resolution* ,227- 247(2023) Scopus indexed
2. **Sawmya Suresh**, *Online Dispute Resolution- Feasibility To Settle Dispute Effectively*, *Pramana Research*, National Refereed Journal 446-458, 2019 [UGC CARE LIST- Group1]
3. **Sawmya Suresh**, Dr. Jayadevan. S. Nair, *Arbitration of Patent Disputes: An Exploration, Emerging Trends Of Intellectual Property Rights*, *Bharati Publications*, 245-257(2022)
4. **Sawmya Suresh**, Dr. Jayadevan S Nair, *E- Arbitration and E- Mediation in Settling Patent Disputes*, *VERITAS*, 276 to 291[2024]