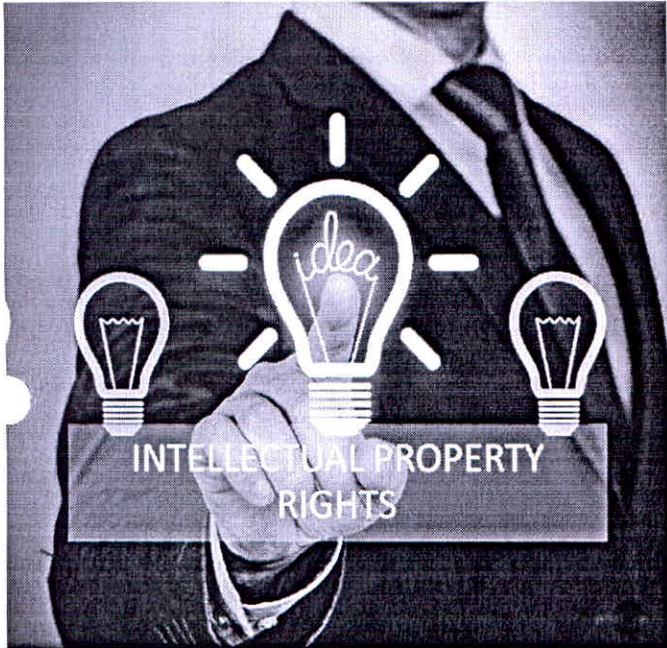


St. Mira's College for Girls,
 (Autonomous-Affiliated to Savitribai Phule Pune University)
 Class: TYBCOM
 Subject: Mercantile Law
 Subject Code: C 61701
 SEM VI
 (2019-20)

Unit 4 : Research, Analytical and Presentation skills- Intellectual Property Rights



GROUP MEMBERS

SUBMISSION DATE : 26TH FEB 2020

UME SALMA 4289
 JINUU JOSE 4258
 FARZANA MANSURI 4272
 PARMESHWARI SAHU
 4246
 DURGANJALI SINGH 4231

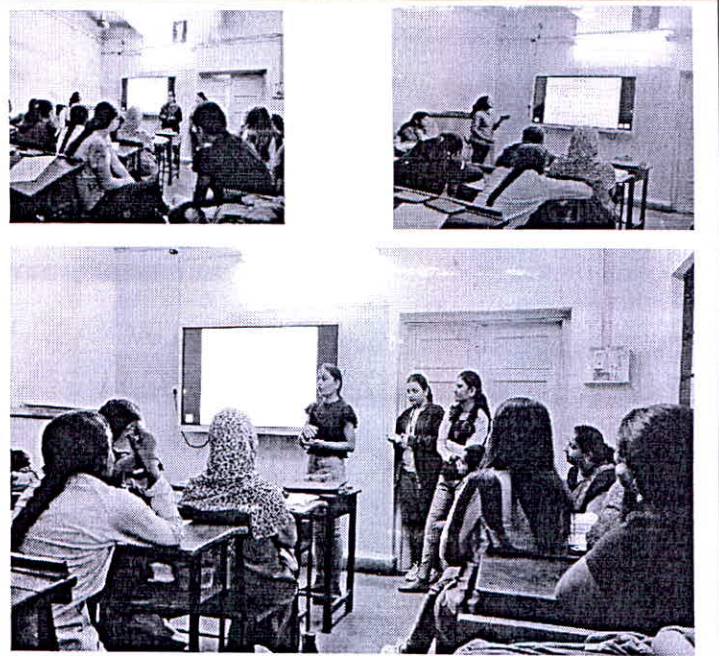


Although spelled differently, the marks sound alike; i.e. they are "phonetic equivalents"

YOUR MARK	CONFLICTING MARK
T. MARKEY	TEE MARQEE

The marks are similar because, when the Italian word LUPO is translated into English it means WOLF.

YOUR MARK	CONFLICTING MARK
LUPO	WOLF



Name and Signature of the Faculty:
 Dr. Dimple Buche



Principal Incharge
 St. Mira's College for Girls

CASE STUDY

2 engg students held for MMS scandal

The Nagpur police arrested two engineering students -- including the son of an influential Congress leader -- for harassing a 16-year-old girl, whom the accused threatened of making a MMS clip of their alleged sexual encounter public.

The Nagpur police arrested two engineering students -- including the son of an influential Congress leader -- for harassing a 16-year-old girl, whom the accused threatened of making a MMS clip of their alleged sexual encounter public.

Penalty For that Offences Under Section 66 E Of IT Act

Whoever, intentionally or knowingly captures, publishes or transmits the image of a private area of any person without his or her consent, under circumstances violating the privacy of that person. Explanation – For the purposes of this section:

- a. "transmit" means to electronically send a visual image with the intent that it be viewed by a person or persons;
- b. "capture", with respect to an image, means to videotape, photograph, film or record by any means;
- c. "private area" means the naked or undergarment clad genitals, pubic area, buttocks or female breast;
- d. "publishes" means reproduction in the printed or electronic form and making it available for public;
- e. "under circumstances violating privacy" means circumstances in which a person can have a reasonable expectation that—
 - i. he or she could disrobe in privacy, without being concerned that an image of his private area was being captured; or
 - ii. any part of his or her private area would not be visible to the public, regardless of whether that person is in a public or private place.

shall be punished with imprisonment which may extend to three years or with fine not exceeding two lakh rupees, or with both.

Analysis the case

According to the Nagpur (rural) police, the girl was in a relationship with Mithilesh (19), son of Yashodha Dhanraj Gajbhiye, a senior zilla parishad member and an influential Congress leader of Saoner region in Nagpur district.

The girl, a school dropout, was initially close to Mithilesh, the key accused. Mithilesh got her into a sexual relationship with him with a promise to marry her in March 2011. Mithilesh

*Mswagn
Meenakshi Wagn
(Subject Teacher)*



K
Principal Incharge
St. Mira's College for Girls

then deserted her. But he clandestinely got recorded a clip of them having sex on his mobile phone.

Later, Mithilesh started threatening her on the pretext of making the obscene MMS public if she failed to keep relationship with him and oblige one of his friends. The helpless girl succumbed to the pressure. But Mithilesh was relentless and continued to blackmail her.

At one point when the girl did not give in to his blackmailing, both the accused circulated the obscene MMS showing the girl in a compromising position with them.

Later the girl narrated her sordid tale to her parents who registered a police complaint.

Subsequently, the victim's medical examination was performed and the police arrested Mithilesh and his friend, Sushil Gajbhiye (20), a resident of Saoner. The accused have been sent to police custody, informed Manoj Sharma, superintendent of police, Nagpur (rural).

The police have registered offences against Mithilesh and Sushil under publishing or transmitting obscene material in electronic form and raping the minor girl.

Webliography : www.hindustantimes.com

Meenakshi Wagh MSWagh

Name and Signature of the Faculty:
Dr. Meenakshi Wagh




Principal Incharge
St. Mira's College for Girls