

CLARIFICATIONS

1. What is the date of application for the patent of Mr. Joey?
On a thorough reading of the Moot Proposition and the Patents Act, 1970, you will be able to identify the date of Application.
2. What is the date on which the above patent was granted?
Not Relevant.
3. Where exactly in the front of the vehicle was the tunnel containing the turbine was mounted?
Not Relevant. Stick to the given facts.
4. Was the launch of Fonda Electric cars advertised all over the country or only in Bengu city?
All over the country.
5. When did Fonda start manufacturing their cars?
Not Relevant. Stick to the given facts.
6. Did Mr. Joey have no knowledge of Fonda's cars prior to his visit to Monica's house?
Stick to the given facts.
7. Which edition of the bluebook is to be followed?
This question has to be answered by the Moot Court Committee.
8. In the car, where has the tunnel been mounted?
Not Relevant. Stick to the given facts.
9. Has Fonda applied for a patent and has the same been granted? If yes, what are the dates?
No.
10. Where is the patent registration office situated and where was the patent registered?
Not relevant.
11. What is the priority date of the patent?
Not Applicable
12. Can the provisions of CPC be used for the jurisdiction claim (issue 1)?
Yes
13. Is Indiska a common law country?
Yes
14. Did the article published in the Indu specifically dealt with turbine generator?
Please stick to the given facts.

15. Whether Flippy has advertised FONDA EV on its online platform?
Stick to the given facts.
16. Whether Flippy had user agreements restricting its users not to market products which will infringe a third party patent?
Not Relevant. Stick to the given facts.
17. Whether Joey raised a concern to Flippy against the sale of FONDA EV on its platform due to the latter's infringing nature?
No.
18. Does the Chengai High Court have a commercial division?
In pari materia with the Madras High Court.
19. Does the FONDA EV have an air tunnel outlet in the rear end?
Please stick to the given facts.
20. Does the FONDA EV have any additional equipment attached to the air tunnel to act as an outlet? If yes, please describe the said equipment.
Please stick to the facts as given in the moot proposition.
21. Whether Chengai HC is a chartered Court?
In pari materia with the Madras High Court.
22. Whether compulsory licensing was issued for Joey's patent?
Stick to the facts as given in the moot proposition.
23. Whether FRAND licensing has been entered into between the parties?
Stick to the facts as given in the moot proposition.
24. Whether the country name in this problem is "INDIA" or "INDISKA"? In Paragraph 2 of the moot proposition it has been stated as "INDIA".
The fictional country in the moot proposition is "INDISKA". The country referred to in paragraph 2 is also "INDISKA" and not "INDIA".
25. Can we construe "Chengai High Court" be equated to "Madras High Court" for jurisdictional and other purposes?
Yes
26. What is the date of filing patent application?
Please refer to the answer for Q.No.1
27. What is the date when the patent was granted?
Please refer to the answer for Q.No.2
28. Whether the patent application was filed in PCT?
Not Applicable. Stick to the facts as given in the moot proposition.
29. Whether FONDA has got patent in respect of any other part of the Electric Vehicle?
Not Relevant. Stick to the facts as given in the moot proposition.

30. Whether any confidentiality agreement has been signed by Mr. Joey with the automobile companies while pitching and showcasing his invention to the automobile giants?
Please stick to the facts as given in the moot proposition.
31. Whether any counter - claim has been filed by the defendant?
Please stick to the facts as given in the moot proposition.
32. What is the product description of the FONDA Electric Vehicle?
Stick to the facts as given in the moot proposition.
33. What is the patent number of the Electric Powered Vehicle with Turbine Generator?
Stick to the facts as given in the moot proposition.
34. Whether any other automobile company has been selling electric powered vehicles?
Stick to the facts as given in the moot proposition.
35. Whether "Flippy Pvt. Ltd." has been made a party to the suit?
No.
36. Whether Chengai High Court can be read as Chennai High Court? If no, then whether Chengai High Court have commercial division or not?
Please refer to the answer for Q. No. 25.
37. Whether Joey went to pitch the patented product with Fonda?
Stick to the facts as given in the moot proposition.
38. What are the estimated profits to the company from the infringed product?
Stick to the facts as given in the moot proposition.
39. What is the pecuniary Jurisdiction of Chengai High Court in Patent infringement matters?
Chengai High Court's jurisdiction is in pari materia with the Madras High Court.
40. Can contentions, besides the three already established, be added?
No.
41. Can a party be added to the suit?
No.
42. Are Claims 1-6 claims for a patent of addition, the claims of the parent patent being Claims 7-15?
Please refer to the moot proposition.
43. Can the complete specification of the patent be provided?
No. Please stick to the facts as given in the moot proposition.
44. When did Joey file the application for patent of his Electric Vehicle?
Please refer to the answer for Q.No.1

45. Are the rules and jurisdiction of the Chengai High Court *pari materia* to the rules and jurisdiction of any of the 5 High Courts as mentioned below:
- a. Madras High Court
 - b. Delhi High Court
 - c. Calcutta High Court
 - d. Bombay High Court
 - e. Himachal Pradesh High Court

If not, please specify the High Court to which the rules and jurisdiction of the Chengai High Court might be *pari materia*.

In pari materia with the Madras High Court.

46. What is the approximate value of the Electric Vehicle in question?
Not relevant. Stick to the facts given in the moot proposition.
47. How many turbines and air tunnels are present in the Fonda Electric Vehicle?
Stick to the facts given in the moot proposition.
48. Is the vehicle mentioned in the proposition a two wheeler or a four wheeler?
4 wheeler.
49. Para 2 of the proposition states that Flippy Pvt. Ltd. is an Indian e-commerce company, is that a typographical error and is India in the prop to be replaced with Indiska?
It is a typographical error. Indiska is the name of the country.
50. Is the Chengai city an equivalent of Chennai and subsequently is Chengai High Court equivalent of Madras High Court?
Please refer to the answer for Q. No. 25
51. Is Bengu city an equivalent of Bengaluru and is it safe to assume that Chengai and Bengu are in two different states?
It is safe to assume that Chengai and Bengu are in 2 different states.