

OR
Paper : 2.8
(B) BANKING LAW AND NEGOTIABLE INSTRUMENT
ACT

Max. Marks: 100
Marks: 36

Min.

- a. In order to ensure that students do not leave out important portions of the syllabus, examiners shall be free to repeat the questions set in the previous examination.
 - b. Leading cases prescribed under this paper may be read whenever they are relevant.
1. **Banking Regulation Act, 1949** : Business of Banking Companies, Control over Management. Prohibition of certain activities in relation to banking companies Acquisition of the undertaking of Banking Companies in certain cases, Suspension on Business and winding-up of Banking Companies, Special provisions for speedy disposal of winding up proceedings, Miscellaneous, Application of the Act to the cooperative societies.
 2. **State Bank of India Act, 1955** : Definitions, In corporation and Share Capital of State Bank, Shares, Management, Business and Miscellaneous, Management of India (subsidiary Banks Act, 1959 – Definitions, Constitution of New Banks and Change of name of any Subsidiary Bank, Compensation, Shares, Management, Business Inspection)
 3. **Regional Rural Bank Act, 1976** : Definitions Incorporation and Capital of Regional Rural Banks, Management, Business, Powers of Central Government, National Bank for Agriculture and Rural Development Act, 1981; Definitions, Establishment of NABARD, Management, Transfer of Business, Borrowing.
 4. **Negotiable Instruments Act, 1881** : Object, Definitions, Parties to notes, Bills and cheques, Negotiations of Instruments, Presentment, Discharge from Liability on Notices, Bills and Cheques, Dishonour and Notice of

dishonour, Reasonable time for Notice, noting and protest, Acceptance and payment for honour and reference compensation; Rules of Evidence; provisions regarding crossed cheques, Bills in sets; International Law governing instruments.

LEADING CASES :

1. Bhawanipore Banking Corpn. Ltd. v. Gauri Shanker Sharma, AIR (1950), SC 6.
2. The Bharat Bank Ltd., Delhi v. The Employees of Bharat Bank Ltd. And the Bharat Bank Employee's Union, AIR 1950, SC 188.
3. V. Ramaswami, Aiyanger & Other v. T.N.V. Kailasa Thevar, AIR 1950, SC 189.
4. Mahaveer Prasad Bubna v. Union Bank of India, AIR(1992) Cal. 270.
5. Narayandas Bhagwandas Patni v. Union of India, 1993 Mah. LJ 1229.

SUGGESTED READINGS:

1. Jagdishlal –Banking Regulation Act, 1949.
2. Sethi, R.B.- Banking Regulation Act, 1949.
3. Tokhi, M.R. & Sharma, D.P.- Rural Banking in India, 1975.
4. Maheshwari, S.N. – Banking Law and Practice.
5. State Bank of India Act, 1955.
6. State Bank of India (Subsidiary Bank) Act, 1950.
7. Regional Rural Banks Act, 1976.
8. National Bank for Agriculture & Rural Development Act, 1981.
9. Rajasthan Co-operative Societies Act, 1964.
10. Banking Companies (Acquisition and Transfer of Undertakings) Act, 1970 & 1980.
11. Industrial Reconstruction Bank of India Act, 1964.
12. Kulshrestha, V.D. – Government Regulation of Financial Management of Private Corporate Sector in India.
13. Khegamvala T.S. – The Negotiable Instruments Act, 1981.

