



**Anand Law College**  
(An Autonomous Institute, Under UGC Regulation 2023)  
Managed by Shri Ramkrishna Seva Mandal  
SRKSM Campus, Near Electric Grid, Anand, Gujarat  
(Affiliated to S. P. University & Approved by BCI, New Delhi)  
NAAC Accredited, 'B++' Grade, CGPA 2.97 - 1<sup>st</sup> Cycle



<b>Name of Course : Corporate and Commercial Law</b>	<b>Type of Course: Choice Based Credit System(C BCS)</b>
<b>Year : One year LLM course</b>	<b>Semester : 2<sup>nd</sup> Semester</b>
<b>Subject Code : ALCPG2SCCL2</b>	<b>Subject : Banking Laws</b>
<b>W.E.F. : 2025-26</b>	<b>Teaching Hours: 30 Hours</b>

**Title of the Course : BANKING LAWS**

**Teaching & Examination Scheme:**

Credit	Lec	Lab	Tut	Internal Marks			External Marks		Passing Marks	Passing Marks	Total Marks
				T	P	CE	T	P	Internal	External	Int+Ext
2	2	-	-	30	-	10	60	-	16/40	24/60	40/100

<b>Course Objectives:</b>	<p>A vitally important economic institution the banking system is deeply influenced by socio-political and economic changes. The emerging changes in India, particularly after the initiation of the planning process as an instrument of rapid economic development had moulded and affected the banking structure, policies, patterns and practices. A significant development in the banking system is diversification in banks financing. The commercial banks entered 'into the field of wide-ranging financial assistance to industry, both large and small scale, requiring the need for social control of the banking system eventually leading to the nationalization of banks. This course is designed to acquaint the students with the conceptual and operational parameters of banking law, the judicial interpretation and the new and emerging dimensions of the banking system.</p>
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**Course Outcome (CO):**

Upon completion of the course, student shall be able to

<b>CO1</b>	Describe the evolution and role of the banking system as a vital economic institution in the context of socio-political and economic changes in India.
<b>CO2</b>	Explain the impact of economic planning and development policies on the structure, functions, and practices of the Indian banking system.
<b>CO3</b>	Analyze the concept and implications of diversification of banking finance, particularly in relation to industrial and small-scale sector financing
<b>CO4</b>	Examine the rationale, objectives, and legal consequences of social control and nationalization of banks in India.
<b>CO5</b>	Evaluate judicial interpretations relating to banking laws and their influence on banking policies and practices.
<b>CO6</b>	Assess the emerging dimensions and contemporary developments in the banking system within the legal framework.



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<b>ALCPG2SCCL2: BANKING LAWS</b>		
<b>MODULE</b>	<b><u>The Banking Regulation Act, 1949 As amended by The Banking Regulation (Amendment) Act, 2025</u></b>	<b>Weightage/ Credits / Hours</b>
<b>1</b>		
<b>1.1</b>	Definition, Key Features of the Act and Amendments; Preliminary;	<b>15% (2) 7 Hours</b>
<b>1.2</b>	Provision and Business of Banking Companies;	
<b>1.3</b>	Supersession of Board of Directors of Banking Company;	
<b>1.4</b>	Prohibitions on Banking Companies;	
<b>1.5</b>	Undertakings of Banking Companies in Certain Cases	
<b>1.6</b>	Suspension of Business and Winding-Up of Banking Companies;	
<b>1.7</b>	Special Provisions for Speedy Disposal of Winding Up Proceedings;	
<b>1.8</b>	Provisions Relating to Certain Operations of Banking Companies; Miscellaneous and Judicial Responses;	
<b>1.9</b>	Relevant Judicial Decision	
<b>MODULE</b>	<b><u>Reserve Bank of India Act, 1934, (As amended by the Finance Act, 2023 and onwards and recent amendments):</u></b>	
<b>2</b>		
<b>2.1</b>	Definition, Concept, Key Features of the Act and Amendments;	<b>15% (2) 7 Hours</b>
<b>2.2</b>	Preliminary Incorporation, Capital, Management and Business;	
<b>2.3</b>	Central Banking Functions,	
<b>2.4</b>	Collection and Furnishing of Credit Information;	
<b>2.5</b>	Provisions Relating to Non-Banking Institutions Receiving;	
<b>2.6</b>	Deposits and Financial Institutions	
<b>2.7</b>	Prohibitions on deposits;	
<b>2.8</b>	Regulation of Transactions in Derivatives, Money Market Instruments, Securities, etc.;	
<b>2.9</b>	Joint Mechanism;	
<b>2.10</b>	Monetary Policy;	
<b>2.11</b>	General Provisions;	
<b>2.12</b>	Penalties and Judicial Responses;	
<b>2.13</b>	Regulatory Function Penalties and Judicial Response	
<b>2.14</b>	Relevant Judicial Decision	
<b>MODULE</b>	<b><u>The Deposit Insurance and Credit Guarantee Corporation Act, 1961:</u></b>	
<b>3</b>		
<b>3.1</b>	Need, Importance, Objectives, Preliminary,	<b>15% (2) 8 Hours</b>
<b>3.2</b>	Definition, Concept, Key Features of the Act;	
<b>3.3</b>	Establishment and Management of the Deposit Insurance and Credit Guarantee Corporation;	
<b>3.4</b>	Registration of Banking Companies and Co-Operative Banks as Insured Banks and Liability of Corporation to Depositors; Credit Guarantee Functions; Funds, Accounts and Audit;	
<b>3.5</b>	Miscellaneous and Judicial Responses; and Relevant Case law	
<b>3.6</b>	Relevant Judicial Decision	



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MODULE	<u>The State Bank of India Act, 1955:</u>	
4		
4.1	Objectives, Key Features of the Act, Preliminary	
4.2	Incorporation and Share Capital of State Bank;	
4.3	Transfer of Undertaking of The Imperial Bank To State Bank;	
4.4	Shares	
4.5	Management	
4.6	Business of The State Bank Funds, Accounts And Audit	
4.7	Miscellaneous and Judicial Responses;	
4.8	Negotiable Instruments Act, 1881 including The Negotiable Instruments (Amendment) Act, 2015 and The Negotiable Instruments (Amendment) Act, 2018: Objectives; Definition, Concept, Key Features of the Act and Amendments and Judicial Responses	
4.9	Relevant Judicial Decision	
		<b>15%</b> <b>(2)</b> <b>8 Hours</b>

**Suggested References:**

Sr. No.	References
	<ul style="list-style-type: none"><li>• M.L. Tannan, Tannan's Banking Law and Practice in India (1997) India Law House, New Delhi, 2 Volumes.</li><li>• ICSI, Banking and Insurance Law and Practice, Institute of Company Secretaries of India, Taxmann Publishers, 2010.</li><li>• K.C. Shekhar, &amp; Lekshmi Shekhar, Banking Theory and Practice, Vikas Publishing House, 19th edition, 2005.</li><li>• Jyotsana Sethi &amp; Nishwar Bhatia, Elements of Banking and Insurance, PHI Publishers, 2nd edition, 2013.</li></ul>
	<p><b>Online Reference</b></p> <ul style="list-style-type: none"><li>• <a href="https://www.business-standard.com/industry/banking/banking-laws-amendment-act-2025-key-provisions-to-take-effect-aug-1-125073001821_1.html">https://www.business-standard.com/industry/banking/banking-laws-amendment-act-2025-key-provisions-to-take-effect-aug-1-125073001821_1.html</a></li><li>• <a href="https://incometaxindia.gov.in/hindi/pages/acts/reserve-bank-india-act.aspx">https://incometaxindia.gov.in/hindi/pages/acts/reserve-bank-india-act.aspx</a></li><li>• <a href="https://www.icsi.edu/media/webmodules/Final_Banking_Law%26Practice.pdf">https://www.icsi.edu/media/webmodules/Final_Banking_Law%26Practice.pdf</a></li><li>• <a href="https://www.rbi.org.in/hindi/Scripts/newdep.aspx">https://www.rbi.org.in/hindi/Scripts/newdep.aspx</a></li><li>• <a href="https://www.dicgc.org.in/sites/default/files/2024-10/DICGC_Act1961.pdf">https://www.dicgc.org.in/sites/default/files/2024-10/DICGC_Act1961.pdf</a></li><li>• <a href="https://financialservices.gov.in/beta/index.php/hi/banking-overview">https://financialservices.gov.in/beta/index.php/hi/banking-overview</a></li></ul>