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HAMDARD INSTITUTE OF LEGAL STUDIES & RESEARCH (HILSR)
SCHOOL OF LAW
JAMIA HAMDARD, NEW DELHI - 110062
Ph.D. Coursework, 2024
Ph.D.-C1-B-203 || Banking, Finance & Insurance Law

Time: 3 Hours **Maximum Marks: 75**

Write your Roll No. on the top immediately on receipt of this question paper. Attempt five questions selecting one from each unit. All questions carry equal marks.

UNIT-I **(15 Marks)**

Q1. In light of diverse economic challenges and evolving financial landscapes, to what extent does the Reserve Bank of India (RBI) possess the necessary autonomy and tools to effectively balance its dual mandate of ensuring monetary stability and exerting credit control. Critically examine the powers of RBI in navigating the sensitive balance between economic growth and inflation.

OR

Q2. Considering the Supreme Court's ruling in the *Vivek Narayan Sharma* v. *Union of India* (2023) 3 SCC 1, to what extent does the judgment address the constitutional validity and procedural propriety of the demonetisation decision?

UNIT-II **(7.5 x 2 = 15 Marks)**

Q3. Write exhaustive notes on the following:

(a) What do you understand by the Social Control of Banks? What is the difference between Social Control Policy (1967-68) and Nationalisation of Banks (1969-70)?
(b) Justice A.N. Ray's views on Bank Nationalisation enunciated in *R.C. Cooper* vs. *Union of India* (1970) 1 SCC 248.

OR

Q4. Write exhaustive notes on the following:

(a) Yes Bank Crisis and its legal resolution in 2018.
(b) Prompt Corrective Action (PCA) Norms enacted by the RBI and its implication on the functioning of the bank.

UNIT-III **(15 Marks)**

Q5. How do the core principles of the payment systems established by the Basel Committee and the RBI address the critical issues of stability, security, and efficiency in the Indian payment and Settlement system? How has India ensured a robust compliance to these principles while creating its legal framework on Payment and settlement System? Explain.

OR

Q6. How has the Supreme Court of India's ruling in *Internet and Mobile Association of India* v. *Reserve Bank of India* (2020) 10 SCC 274, influenced the regulatory landscape of cryptocurrency in the country, and what impact did this judgment have on the adoption, legality, and operational challenges of cryptocurrency in India?

UNIT-IV (7.5 x 2 = 15 Marks)

Q7. Read the following questions and attempt ***any two***:

(a) What do you understand by the priority sector lending (PSL)? What are the legal and regulatory framework established by the Reserve Bank of India on administering the priority sector lending by the banks?

(b) Critically examine the Loan-Waiver schemes in India and their efficacy in reducing farmer's distress and rural indebtedness.

(c) What are the fundamental principles of commercial lending and their significance?

OR

Q8. Read the following questions and attempt ***any two***:

(a) What do you understand by Non-Performing Assets (NPAs)? What are different types of NPAs and enumerate its characteristics. Why high levels of NPAs are detrimental to the financial health of banks?

(b) How does the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (SARFAESI) provides a win-win situation for the Banks and the Asset Reconstruction companies (ARCs)?

(c) What is Consortium Lending?

UNIT-V (15 Marks)

Q9. What is the concept of insurance? Describe the main functions of insurance in risk management. Furthermore, how do the secondary functions of insurance contribute to its overall role in ensuring financial security and promoting economic activity?

OR

Q10. Discuss the fundamental principles of insurance and explain how they underpin the functioning of the insurance industry, ensuring a fair and effective system of risk transfer and compensation.

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