

GOLDEN PALM GROWERS BERHAD
(Company No. 762196-T)
(Liquidator Appointed by Way of Order of The High Court Dated 5 December
2019 to Wind Up The Golden Palm Growers Scheme)

c/o Deloitte Corporate Solutions Sdn Bhd (246101-X)
Level 16, Menara LGB
1 Jalan Wan Kadir
Taman Tun Dr. Ismail
60000 Kuala Lumpur
Tel: +60(3) 7610 8888
Fax: +60(3) 7725 9442

BY EMAIL

Date: 2 January 2020

Attention: To all Growers

Dear Grower,

GOLDEN PALM GROWERS BERHAD (Company No. 762196-T) ("the Company")
(Liquidator Appointed by Way of Order of The High Court Dated 5 December 2019 to Wind
Up The Golden Palm Growers Scheme)
- NOTICE OF APPOINTMENT OF LIQUIDATOR

Please be advised that I, Lim Keng Peo (NRIC No. 750330-08-5899) of Deloitte Corporate Solutions Sdn Bhd, have been appointed as the Liquidator to wind up the Golden Palm Growers Scheme ("the Scheme") upon the terms of the Order of the High Court dated 5 December 2019 in Kuala Lumpur High Court Originating Summons No. WA-24NCC-369-07/2019 ("Court Order"). A copy of the Court Order, is enclosed for your attention.

As Liquidator of the Scheme, please be advised that I am taking the necessary steps to take possession of all properties, books and records of the Scheme, from the relevant parties, including the directors of the Company. In addition, I am also taking the necessary steps to assume control of the plantation concession ("the Concession") from the Company. Based on my preliminary assessment, I note that there are critical issues pertaining to the operation of the Concession which need to be addressed immediately, amongst others, the payment of outstanding salaries and payments due to certain contractors and the land owner, namely Perbadanan Pembangunan Ladang Rakyat Negeri Kelantan. Please be informed that I am currently working with the relevant parties, including my solicitors, to address these issues with a view of preserving the value of the Concession.

In relation to a Growers' meeting to be called by the Liquidator, please be advised that I will soon be calling the meeting with the Growers, for the following purposes: -

- (1) To ascertain the Growers' views on how they wish to have the winding up proceed. However, pursuant to the High Court Grounds of Judgement dated 11 November 2019, kindly note that the Liquidator will not be bound by the views expressed by the Growers. As an officer of the Court, my duty is to the Court and I am to act as directed by the Court; and
- (2) To determine and approve my remuneration and fee structure of the Liquidator.

A formal notice of the Growers meeting will be issued to all Growers in due course.

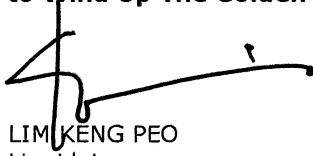
Kindly note that all future correspondences shall be directed to the Liquidator at the following address: -

Golden Palm Growers Berhad
(Liquidator Appointed by Way of Order of
The High Court Dated 5 December 2019
to Wind Up The Golden Palm Growers Scheme)
c/o Deloitte Corporate Solutions Sdn Bhd
Level 16, Menara LGB
1 Jalan Wan Kadir
Taman Tun Dr. Ismail
60000 Kuala Lumpur

Please contact the Liquidator's representatives, Mr. Eddie Goh at 03-7610 8202 or Mr. Kong Keat Zhen at 03-7610 9226 should you have any queries on the foregoing.

GOLDEN PALM GROWERS BERHAD (762196-T)
(Liquidator Appointed by Way of Order of The High Court Dated 5 December 2019 to Wind Up The Golden Palm Growers Scheme)
- Notice of Appointment of Liquidator
Page No. 2 of 2

Yours truly,
For and on behalf of
GOLDEN PALM GROWERS BERHAD
(Liquidator Appointed by Way of
Order of The High Court Dated 5 December 2019
to Wind Up The Golden Palm Growers Scheme)

A handwritten signature in black ink, appearing to read 'LIM KENG PEO', with a long horizontal stroke extending to the right.

LIM KENG PEO
Liquidator

Encl.

H0272101 WA1319591358 20/12/2019 13:02:32
WA-24NCC-369-07/2019
TSP055.....80.00 x 1
Jumlah RM*****80.00

DALAM MAHKAMAH TINGGI MALAYA DI KUALA LUMPUR
(BAHAGIAN DAGANG)

SAMAN PEMULA NO. WA-24NCC-369-07/2019

Dalam perkara Golden Palm Growers Berhad;

DAN

Dalam perkara Skim Golden Palm Growers Berhad dan Prospektus (yang ditubuhkan menurut *Division 5 Part IV, Akta Syarikat 1965 (Akta 125)*);

DAN

Dalam perkara Surat Ikatan Amanah bertarikh 26.7.2010 antara Golden Palm Growers Berhad dan MTrustee Berhad;

DAN

Dalam perkara Perjanjian Pengurusan Penanam;

DAN

Dalam perkara Resolusi bertarikh 2.10.2017;

DAN

Dalam perkara Seksyen-Seksyen 62 hingga 67 *Akta Skim Kepentingan 2016*;

DAN

Dalam perkara *Aturan-Aturan 7 & 28 Kaedah-Kaedah Mahkamah 2012*;

ANTARA

GOLDEN PALM GROWERS BERHAD
(NO. SYARIKAT: 762196-T)

DAN

... PLAINTIF

1. MTRUSTEE BERHAD
(NO. SYARIKAT: 163032-V)

2. LING NGONG HIANG
(NO. K/P: 440920-08-6089)
(dalam kapasitinya sendiri dan juga
sebagai Wakil bagi pihak Penanam-Penanam) ... DEFENDAN/PENCELAH
3. SURUHANJAYA SYARIKAT MALAYSIA ... DEFENDAN/PENCELAH

DI HADAPAN PESURUHJAYA KEHAKIMAN
ONG CHEE KWAN
PADA 5HB DISEMBER, 2019

DALAM KAMAR

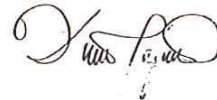
PERINTAH
(Kandungan 42)

ATAS NOTIS PERMOHONAN Plaintiff yang dinamakan di atas dalam Lampiran 42 yang ditetapkan untuk pendengaran pada 5 Disember 2019 DAN SETELAH MENDENGAR Gopal Sreenevasan (bersama-sama dengan Tan Shang Neng), Peguam bagi pihak Plaintiff, dan yang menyebut bagi pihak Defendan Ketiga, Siti Nurzafirah binti Mohd Padzil, Peguam bagi pihak Defendan Pertama dan Jerry Ling Young Tuen (bersama-sama dengan James Ling Ngong Hiang), Peguam bagi pihak Defendan Kedua/Pencelah DAN SETELAH MEMBACA Notis Permohonan bertarikh 25.11.2019 dan semua Affidavit-Affidavit yang difailkan di sini, ADALAH DIPERINTAHKAN bahawa:-

- (1) Encik Lim Keng Peo dari Deloitte Malaysia dilantik sebagai Pelikuidasi untuk menggulungkan Skim Golden Palm Growers Berhad menurut terma-terma Perintah bertarikh 11.11.2019 itu;

- (2) Bahawa Pelikuidasi, Encik Lim Keng Peo tersebut hendaklah mengadakan satu Mesyuarat Penanam-Penanam dengan secepat yang mungkin untuk menentukan dan meluluskan gaji ("*remuneration*") dan struktur fi Pelikuidasi; dan
- (3) Bahawa sekiranya tiada persetujuan diperolehi berkenaan dengan gaji dan struktur fi Pelikuidasi tersebut, maka Pelikuidasi tersebut hendaklah memohon kepada Mahkamah untuk memperolehi kelulusan ke atas gaji ("*remuneration*") dan struktur fi Pelikuidasi tersebut.

Bertarikh pada 5hb Disember, 2019.




NURDIYANAH BINTI MOHD NAWAWI
 Penolong Kanan Pendaftar
 Mahkamah Tinggi Malaya
 Kuala Lumpur

.....
Penolong Kanan Pendaftar
Mahkamah Tinggi Malaya
Kuala Lumpur

Perintah ini adalah difailkan oleh **Tetuan Lee, Ling & Partners**, peguamcara untuk Defendan Kedua/Pencelah di atas yang mempunyai alamat penyampaiannya di Unit No. 3-02, Seri Bukit Ceylon, No. 8, Lorong Ceylon, Off Jalan Raja Chulan, 50250 Kuala Lumpur.
 [Tel : 03-2078 7598 Fax : 03-2070 8863]
 PERINTAH(CS369(PELIKUIDASI)LNH2300 (YTULNH/2500.2019)

ENGLISH TRANSLATION

DALAM MAHKAMAH TINGGI MALAYA DI KUALA LUMPUR
(BAHAGIAN DAGANG)

SAMAN PEMULA NO. WA-24NCC-369-07/2019

Dalam perkara Golden Palm Growers Berhad;

DAN

Dalam perkara Skim Golden Palm Growers Berhad dan Prospektus (yang ditubuhkan menurut *Division 5 Part IV, Akta Syarikat 1965 (Akta 125)*);

DAN

Dalam perkara Surat Ikatan Amanah bertarikh 26.7.2010 antara Golden Palm Growers Berhad dan MTrustee Berhad;

DAN

Dalam perkara Perjanjian Pengurusan Penanam;

DAN

Dalam perkara Resolusi bertarikh 2.10.2017;

DAN

Dalam perkara Seksyen-Seksyen 62 hingga 67 *Akta Skim Kepentingan 2016*;

DAN

Dalam perkara *Aturan-Aturan 7 & 28 Kaedah-Kaedah Mahkamah 2012*;

ANTARA

GOLDEN PALM GROWERS BERHAD
(NO. SYARIKAT: 762196-T)

... PLAINTIF

DAN

1. MTRUSTEE BERHAD
(NO. SYARIKAT: 163032-V)

2. LING NGONG HIANG
(NO. K/P: 440920-08-6089)
(dalam kapasitinya sendiri dan juga
sebagai Wakil bagi pihak Penanam-Penanam) ... DEFENDAN/PENCELAH
3. SURUHANJAYA SYARIKAT MALAYSIA ... DEFENDAN/PENCELAH

DI HADAPAN PESURUHJAYA KEHAKIMAN
ONG CHEE KWAN
PADA 5HB DISEMBER, 2019

IN CHAMBERS

ORDER
(Enclosure 42)

UPON THE NOTICE OF APPLICATION of the Plaintiff abovenamed in Enclosure 42 fixed for hearing on 5.12.2019 AND UPON HEARING Gopal Sreenevasan (Tan Shang Neng with him), Counsel for the Plaintiff, and who also mentioned on behalf of the 3rd Defendant, Siti Nurzafirah binti Mohd Padzil, Counsel for the 1st Defendant and Jerry Ling Young Tuen (James Ling Ngong Hiang with him), Counsel for the 2nd Defendant/Intervener AND UPON READING the Notice of Application dated 25.11.2019 and all the Affidavits filed herein, IT IS HEREBY ORDERED that:-

- (1) Mr Lim Keng Peo of Deloitte Malaysia be appointed as the Liquidator to wind up the Golden Palm Growers Berhad's Scheme upon the terms of the Order dated 11.11.2019;
- (2) That the Liquidator, Mr Lim Keng Peo do convene a Meeting of the Growers as soon as possible to determine and approve his remuneration and fee structure of the Liquidator; and

- (3) That in the event no approval is obtained to the Liquidator's remuneration and fee structure, the said Liquidator shall apply to the Court for approval of the Liquidator's remuneration and fee structure.

Dated this 5th December, 2019.

.....
**Penolong Kanan Pendaftar
Mahkamah Tinggi Malaya
Kuala Lumpur**

This Order is filed by Messrs Lee, Ling & Partners, solicitors for the abovenamed 2nd Defendant whose address for service is at Unit No. 3-02, Seri Bukit Ceylon, No. 8, Lorong Ceylon, Off Jalan Raja Chulan, 50250 Kuala Lumpur.
[Tel : 03-2078 7598 Fax : 03-2070 8863]

PERINTAH(OS369)(LIQUIDATOR) LN112500(ENGLISH) (YT/LN/112500 2019)