



MATERIAL LITIGATION Swift Haulage Berhad ("SHB" or "Company") - Shah Alam High Court No. BA-24NCVC-234-02/2023 filed by Swift Logistics Yard Sdn Bhd ("Plaintiff"), a wholly-owned subsidiary of the Company against Govindasamy Naidu a/l Gopal and North West Depoh Sdn Bhd ("Defendants")

SWIFT HAULAGE BERHAD

Type	Announcement
Subject	MATERIAL LITIGATION
Description	Swift Haulage Berhad ("SHB" or "Company") - Shah Alam High Court No. BA-24NCVC-234-02/2023 filed by Swift Logistics Yard Sdn Bhd ("Plaintiff"), a wholly-owned subsidiary of the Company against Govindasamy Naidu a/l Gopal and North West Depoh Sdn Bhd ("Defendants")

Reference is made to the Company's announcements dated 03.04.2023 and 21.07.2023 respectively. Unless otherwise defined, all terms and abbreviations used in this announcement shall have the same meaning described in the aforesaid announcements.

The Board of Directors wishes to announce, subsequent to the decision of the Court of Appeal in favour of the Plaintiff on the wrongful lodgement of the first private caveat by North West Depot Sdn Bhd arising from the case of **Putrajaya Court of Appeal No. B-01(NCVC)(A)-754-10/2022, Perbadanan Kemajuan Negeri Selangor (Appellant) -v- North West Depoh Sdn Bhd (Respondent) -v- Swift Logistics Yard Sdn Bhd (Intervener)**, Govindasamy Naidu a/l Gopal as a director and shareholder of the North West Depot Sdn Bhd lodged a second private caveat on the said Land.

On 14.02.2023, the Plaintiff filed an originating summons to remove the second private caveat and applied for an injunction prohibiting the Defendants including its employees, directors, shareholders and/or agents from lodging any further caveat on the said Land.

On 13.07.2023, the High Court passed a judgment in favour of the Plaintiff with costs amounting to RM8,000.00 and an Allocator Fee RM320.00. The High Court further ordered for assessment of damages and the proceedings was filed against the Defendants on 08.08.2023. The High Court postponed the decision from 14.03.2024 to 19.03.2024, and on 19.03.2024, further fixed for a clarification of assessment of damages on 04.04.2024 ("**Clarification**").



Pursuant to the Clarification, the Court directed as follows:-

- (a) Plaintiff to file its Written Submissions on or before 22.04.2024;
- (b) Defendants to file its Written Submissions on or before 06.05.2024;
- (c) Plaintiff to file its Written Submissions on or before 20.05.2024; and
- (d) Decision fixed on 21.06.2024.

On 21.06.2024, the Court adjourned the delivery of its decision on the assessment of damages to 28.06.2024.

On 28.06.2024 the Court awarded the damages and reliefs, and Allocator and Costs as follows:-

- (a) Defendants to pay the loss of interest on the purchase price and stamp duty of the said Land - RM2,492,737.74;
- (b) Defendants to pay the Plaintiff's legal fees and costs incurred to remove the private caveat - RM119,925.13;
- (c) Interest on the above sums at the rate of 5% per annum from today until full and final settlement;
- (d) Costs of RM5,000.00 to be paid by the Defendants; and
- (e) Allocator Fee dated 28.06.2024 -RM 200.00.

The total damages, costs and allocator fees to be paid by the Defendants according to the decision on 13.07.2023 and 28.06.2024 is RM2,612,862.87 (the "Total Damages").

On 05.07.2024, the Defendant engaged in a negotiation for an instalment arrangement. Subsequently, on 26.07.2024 the Defendant agreed to pay the Total Damages by way three (3) equal monthly instalments of RM875,394.29 commencing on 15.08.2024.

The Company will provide further updates as and when required.

This announcement is dated 16 August 2024.

Announcement Info

Company Name	SWIFT HAULAGE BERHAD
Stock Name	SWIFT
Date Announced	16 Aug 2024
Category	General Announcement for PLC
Corporate Action ID	GA1-16082024-00016