

**SANYUAN GROUP LTD:
CORE PACIFIC-YAMAICHI INTERNATIONAL (HONGKONG) LTD
GOES ON THE OFFENSIVE**

Just one month after Nanyang Commercial Bank Ltd () issued a Writ of Summons in the High Court of the Hongkong Special Administrative Region (HKSAR) of the People's Republic of China (PRC), naming the Chairman of [Sanyuan Group Ltd \(\)](#) (Code: 140, Main Board, The Stock Exchange of Hongkong Ltd) as the lone Defendant in an \$HK72-million claim, Sanyuan Group Ltd is hit again with another High Court Action.

The latest case is between Core Pacific-Yamaichi International (Hongkong) Ltd ([]) and Sanyuan Group Ltd, with the Plaintiff, claiming \$HK2.25 million from the Defendant.

It is alleged, in the Statement of Claim, attached to Writ of Summons, Number 331, that Sanyuan Group Ltd had verneuked Core Pacific-Yamaichi by issuing a cheque, drawn on The Hongkong and Shanghai Banking Corporation Ltd in the sum of \$HK2.25 million, that cheque, having been dishonoured when presented for payment, with the bank, stating only: '*Refer to drawer*'.

The alleged debt to Core Pacific-Yamaichi by Sanyuan Group Ltd is explained in its Statement of Claim and relates to 4 other, HKSAR High Court Actions, all launched in 1999, all of which were consolidated into one Action on July 11, 2005, by Order of Master de Souza.

At the time of the other High Court Actions, Sanyuan Group Ltd was known as Kong Tai International Holdings Company Ltd () and its, then, Chairman was Mr David Wong Wai Chi ().

That Action was between Core Pacific-Yamaichi and Kong Tai International, the First Defendant, and Mr David Wong Wai Chi, the Second Defendant.

Evidently, according to Paragraph 4 of the Statement of Claim in respect of High Court Action, Number 331, a Settlement Agreement was reached between the feuding parties on December 6, 2006.

Paragraphs 6 and 7 of the Statement of Claim, then, state:

- '6. *In settlement of the Settlement Sum and the Interest, the Defendant drew and delivered the following cheques payable to the Plaintiff:-*
 - (a) *a cheque numbered 053345 dated 29th December 2006 drawn upon The Hongkong and Shanghai Banking Corporation Limited ("**HSBC**") for the sum of HK\$2,250,000 being the Settlement Sum payable under the Settlement Agreement (the "**1st Cheque**")*; and
 - (b) *a cheque numbered 053346 dated 29th December 2006 drawn upon HSBC for the sum of HK\$38,434.93 being the Interest payable under the Settlement Agreement with the Plaintiff (the "**2nd Cheque**").*
- '7. *On 29th December 2006, upon due presentation by the Plaintiff of the 1st and 2nd Cheques to the Sheung Wan branch of HSBC for payment, the 2nd Cheque was paid but 1st Cheque was dishonoured and returned. In respect of the 1st Cheque, the Plaintiff was subsequently given by HSBC an Unpaid Item Memo marked "Refer to drawer".*

That first ... [CLICK TO ORDER FULL ARTICLE](#)

*While **TARGET** makes every attempt to ensure accuracy of all data published, **TARGET** cannot be held responsible for any errors and/or omissions.*

*If readers feel that they would like to voice their opinions about that which they have read in **TARGET**, please feel free to e-mail your views to editor@targetnewspapers.com. **TARGET** does not guarantee to publish readers' views, but reserves the right so to do subject to the laws of libel.*