LUXEY INTERNATIONAL (HOLDINGS) LTD: ANOTHER NEW TWIST IN THIS SAGA

<u>Luxey International (Holdings) Ltd ([])</u> (Code 8041, The **G**rowth **E**nterprise **M**arket [The **GEM**] of The Stock of Hongkong Ltd) has been sued, once again, in the High Court of the Hongkong Special Administrative Region (HKSAR) of the People's Republic of China (PRC).

This is the second time in the past fortnight that Luxey International has been sued – and by the same Plaintiff!

In the latest assault on Luxey International and its Board of Directors, Mr Sun Xiao Xiang (), the Plaintiff, is seeking, inter alia, Damages in the amount of \$HK39,326,264, plus Interest, Further and Other Relief, and Costs.

Luxey International is a company, engaged in the provision of on-line shopping, advertising and mediarelated services, manufacturing and trading in high-end swimwear and related garment products as well as retailing of apparel and related accessories.

In High Court Action, Number 2063 of 2013, Mr Sun Xiao Xiang is suing the following persons and parties:

Mr Hung Ka Leung ()	First Defendant
Mr Joseph Lau Chi Yuen ()	Second Defendant
JL Investments Capital Ltd	Third Defendant
Ample Orient Capital Ltd ()	Forth Defendant
Somerley Ltd ()	Fifth Defendant
Luxey International (Holdings) Ltd	Sixth Defendant
Mr Chung Man Wai ()	Seventh Defendant
Mr Lee Chung Mong ()	Eighth Defendant
Mr Tam Wing Kin ()	Ninth Defendant
Mr Fung Chan Man ()	Tenth Defendant

In the Indorsement of Claim, attached to the Writ of Summons, it is alleged, among other things:

- 1. The Plaintiff is the owner of 129,580,000 shares of the Sixth Defendant and 67,934,000 shares of China Railsmedia Corporation Ltd¹;
- 2. Excel² was a company, incorporated on November 3, 2009, 'and owning shares in the 6th Defendant and shares in Railsmedia';
- 3. The First Defendant is a person, carrying on the business of merchandise (sic);
- 4. The Second Defendant is the Executive Chairman of the Sixth Defendant and the owner of the Third Defendant;
- 5. The Sixth Defendant was incorporated in the Cayman Islands and is listed on The GEM, Stock

Code 8041;

- 6. The Seventh Defendant is an Executive Director of the Sixth Defendant;
- 7. The Eighth, Ninth and Tenth Defendants were the Independent Non-Executive Directors of the Sixth Defendant;
- 8. The Second, Seventh, Eighth, Ninth and Tenth Defendants 'decided that the 6th Defendant was in need of financial funding and would offer rights issue to existing shareholders. On 11th June 2012, the 6th Defendant published a circular to announce the rights issue (the "Circular")';
- 9. 'On the Circular, the 3rd and the 4th Defendants were stated as the joint underwriters of the rights issue; the 5th Defendant was stated as the financial advisor'; and,
- 10. 'On the Circular, the 2nd and the 3rd Defendants announced that in the dealings of the shares of the 6th Defendant, there were no other shareholders acting as parties in concert to their knowledge.'

Editor's Note:

- 1. China Railsmedia Corporation Ltd () is listed on the Main Board of The Stock Exchange of Hongkong Ltd, being Stock Code Number 745.
- 2. Excel, although not stated, anywhere in the Indorsement of Claim, attached to High Court Action, Number 2063, is, in fact, meant to mean the company, Excel Courage Holdings Ltd.

The Ex-Parte Injunction

The ... CLICK TO ORDER FULL ARTICLE

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