

SUNWAY REIT HAS FULL CONTROL AND POSSESSION OF PUTRA PLACE FOLLOWING FEDERAL COURT DISMISSAL OF THE STAY APPLICATION BY METROPLEX HOLDINGS SDN BHD

Kuala Lumpur, 4 October 2011 – The Federal Court heard and dismissed with costs of RM30,000, the application by Metroplex Holdings Sdn Bhd (“Metroplex”) for the stay of execution of the orders of the High Court of Malaya granted on 28 June 2011 (“Orders”). Earlier, on 27 September 2011, the Court of Appeal had also dismissed the appeals filed by Metroplex against the Orders. Following the decision of the Court of Appeal and prior to the service of the draft interim order for stay of execution on 29 September 2011, Metroplex had already delivered possession and control of Putra Place to the Trustee and the Manager in accordance with the order granted by the High Court of Malaya on 28 June 2011. With the dismissal of the stay application, the manager of Sunway Real Estate Investment Trust (“SunREIT”) (“Manager”) and OSK Trustees Berhad (as trustee for SunREIT) (“Trustee”) will enforce the remaining parts of the Orders granted to them, which include the orders that Metroplex is

- a) restrained from holding itself out as the owner of Putra Place and from controlling and managing Putra Place or remaining on or entering Putra Place;
- b) to pay mesne profits from 19 April 2011 until possession is delivered up;
- c) to provide all accounting records and a true account of all income and receipts derived or received by it from Putra Place since 19 April 2011 together with all supporting documents and to pay all such income and receipts to SunREIT;
- d) to pay interest on all sums ordered to be paid at such rate and for such period the the Court deems proper;
- e) restrained from lodging any further private caveat over Putra Place and any private caveat lodged by them after 29 April 2011 be also cancelled and removed forthwith by the Pendaftar Hakmilik Wilayah Persekutuan.

If Metroplex fails to comply with the Orders, either by itself or through its agents or its employees or its representatives, Haron Bin Dato’ (DR) Mohd. Salleh, Lim Siew Kim and Mok Pak Hong as directors and/or officers of Metroplex may be cited for process of execution as a means of compelling Metroplex to comply.

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