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IN THE GENERAL DIVISION OF THE HIGH COURT OF THE REPUBLIC OF SINGAPORE

HC/OA 1075/2024

In the matter of Part 5 of the Insolvency, Restructuring and Dissolution Act 2018

And

In the matter of Section 64(1) of the Insolvency, Restructuring and Dissolution Act 2018

And

In the matter of **DAVEX SINGAPORE PTE LTD** (Singapore UEN No. 198302795M)

… Applicant(s)

NOTICE OF APPLICATION

NOTICE is hereby given that the Applicant, **DAVEX SINGAPORE PTE LTD** (Singapore UEN No. 198302795M) has, on 16 October 2024, filed an application in the General Division of the High Court of the Republic of Singapore pursuant to section 64 of the Insolvency, Restructuring and Dissolution Act 2018 (the "**Application**"), to seek the following orders:

1. That for a period of three (3) months after the date of this order, unless otherwise extended by the Court:
    a. no resolution shall be passed for the winding up of the Company;
    b. no proceedings (other than proceedings under s. 210 or 212 of the Companies Act 1967, or s. 64, 66, 69, 70 or 71 of the Insolvency, Restructuring and Dissolution Act 2018) whether before a court, arbitral tribunal or administrative agency, and whether current, pending or threatened against the Company, shall be commenced or continued, except with the leave of this Honourable Court and subject to such terms as this Honourable Court imposes;
    c. no execution, distress or other legal process shall be commenced, continued or levied against any property of the Company, except with the leave of this Honourable Court and subject to such terms as this Honourable Court imposes;
    d. no step to enforce any security over any property of the Company, or to repossess any goods held by the Company under any chattels leasing agreement, hire-purchase agreement, or retention of title agreement shall be taken, except with the leave of this Honourable Court and subject to such terms as this Honourable Court imposes; and

e. no right of re-entry or forfeiture under any lease in respect of any premises occupied by the Company shall be enforced (including any enforcement that may be taken pursuant to s. 18 or 18A of the Conveyancing and Law of Property Act 1886), except with the leave of this Honourable Court and subject to such terms as this Honourable Court imposes,

(Collectively, the "**Moratorium Order**").

2. That the Company be entitled to attend and make submissions at the hearing of any application(s) for leave to this Honourable Court to commence, continue, levy or enforce any of the proceedings, or to take any steps restrained by the Moratorium Order;

3. That the Company and any person affected by the Moratorium Order be at liberty to apply for such further orders, reliefs and other directions as may be expeditious or necessary; and

4. Such further and other relief as this Honourable Court deems fit.

TAKE NOTICE that the address of the Applicant is 512 Chai Chee Lane #02-01 Singapore 469028. The Applicant's solicitors are Ascendant Legal LLC of 9 Straits View #09-09, Marina One West Tower Singapore 018937.

TAKE FURTHER NOTICE that the hearing of this Application has been fixed for a half day hearing on **14 November 2024 at 2.30pm** before the Honourable Judicial Commissioner Kristy Tan.

Soft copies of the full set of cause papers filed by the Applicant in respect of HC/OA 1075/2024 will be made available upon request by e-mail. All requests for such cause papers or queries on the Application should be directed to the Applicant's solicitors, at sgpascprojectdavexsg@nortonrosefulbright.com.

Note: Any person who intends to appear at the hearing of the Application must serve on or send by email or hand to the abovementioned Ascendant Legal LLC a notice in writing of his intention to do so. The notice must state the name and address of the person, or if a firm, the name and address of the firm, and must be signed by the person or firm, or his or their solicitors (if any); and must be served in sufficient time to reach the abovenamed no later than 12pm on 8 November 2024.

Dated this 1st day of November 2024

SOLICITORS FOR THE APPLICANT
ASCENDANT LEGAL LLC