
UPDATE ON PROGRESS OF SUBMISSION OF REVISED RESUMPTION OF TRADING PROPOSAL (AUGUST 2021)

The board of directors (the “**Board**” or “**Directors**”) of Astaka Holdings Limited (the “**Company**” and together with its subsidiaries, the “**Group**”) refers to the Company’s announcement dated 20 January 2021 (the “**Announcement**”) in relation to the receipt of the no objection letter (the “**Letter**”) from the Singapore Exchange Securities Trading Limited (the “**SGX-ST**”) for an extension of time to 31 December 2021 to submit a revised resumption of trading proposal (“**Revised Resumption Proposal**”) and the Company’s business update announcements dated 29 January 2021, 26 February 2021, 30 March 2021, 29 April 2021, 27 May 2021, 29 June 2021 and 30 July 2021. In compliance with the requirements set out in the Letter, the Board wishes to provide a monthly update on the Company’s operations and progress in meeting key milestones for its submission of a Revised Resumption Proposal to the SGX-ST.

1. BUSINESS UPDATES

The Board refers to the Company’s announcement dated 23 August 2021 in relation to the resignation of Dato’ Zamani bin Kasim as Executive Director of the Company, with his last day of service on 31 August 2021. The Board would like to thank Dato’ Zamani for his contributions to the Group since 2015, and particularly his commitments to guide the senior management team of the Group during the transition period since he stepped down from his role as CEO on 2 March 2020. Having worked closely with the senior management team, the Board is confident that under Mr. Khong’s leadership, the senior management team will overcome the challenges posed by the Covid-19 pandemic and lead the next stage of the Group’s transformation journey.

Pursuant to the loan agreement entered into between Astaka Padu Sdn Bhd (“**APSB**”), and DMR Holdings Sdn Bhd (“**DMR**”), an associate of the Controlling Shareholder of the Company, Dato’ Daing A Malek Bin Daing A Rahman, dated 17 June 2020 and the supplemental loan agreement dated 3 November 2020 (collectively known as the “**DMR Loan Agreements**”), APSB has drawn down RM29.7 million of the loan, with RM30.3 million available for further drawdown as at 25 August 2021. Please refer to the circular issued by the Company on 9 October 2020 for more details on the DMR Loan Agreements.

Save as disclosed above, there have been no other material developments since the last update released by the Company on 30 July 2021.

2. UPDATES ON THE LEGAL PROCEEDINGS WITH ALIRAN ASIA SDN BHD (“**Aliran**”)

The Board refers to the Company’s announcements dated 19 December 2019, 23 December 2019, 17 March 2020, 28 July 2020, 17 December 2020, 28 April 2021, 24 May 2021, 2 June 2021, 25 June 2021, 22 July 2021, and 10 August 2021 in relation to:

- (i) the payment claim from Aliran dated 12 December 2019 and the notice of adjudication dated 11 March 2020 (the “**First Notice of Adjudication**”);
- (ii) the adjudication decision dated 7 May 2021 in relation to the First Notice of Adjudication (“**First Claim Adjudication Decision**”);
- (iii) the additional payment claim dated 22 July 2020 (“**Additional Claim**”) from Aliran and the notice of adjudication dated 2 December 2020 (“**Second Notice of Adjudication**”);

- (iv) the adjudication decision dated 20 April 2021 in relation to the Second Notice of Adjudication (the “**Additional Claim Adjudication Decision**”);
- (v) the letter of demand dated 24 June 2021 issued by APSB to Aliran to counterclaim for excess payment in the amount of RM4,538,150.41;
- (vi) the service of the cause papers by Aliran, being the Originating Summons No. WA-24C-79-06/2021 (“**OS 79**”) in respect of the First Claim Adjudication Decision and Originating Summons WA-24C-80-06/2021 (“**OS 80**”) in respect of the Additional Claim Adjudication Decision, to APSB via email on 24 June 2021; and
- (vii) the filing of stay of proceedings pending reference to arbitration, being the Originating Summons. No. WA-24C-135-08/2021 (“**OS 135**”) in respect of the First Claim Adjudication Decision, and Originating Summons. No. WA-24C-136-08/2021 (“**OS 136**”) in respect of the Additional Claim Adjudication Decision, in the Kuala Lumpur High Court (“**KL Court**”) on 10 August 2021.

2.1. FIRST CLAIM ADJUDICATION DECISION

The Board wishes to update that the court hearing of OS 79 which is fixed for decision on 3 September 2021 has been vacated by the KL Court following the case management session held on 25 August 2021. A new hearing date for OS 79 and OS 135 has been fixed on 8 November 2021.

2.2. ADDITIONAL CLAIM ADJUDICATION DECISION

The Board wishes to update that the hearing date for OS 80 and OS 136 have been fixed on 9 November 2021 and 21 November 2021, respectively, by the KL Court.

3. UPDATES ON THE LEGAL PROCEEDINGS WITH CHINA STATE CONSTRUCTION ENGINEERING (M) SDN BHD (“CSCE”)

The Board refers to the Company’s announcements dated 27 November 2020, 7 December 2020, 25 January 2021, 17 February 2021, 28 April 2021, 30 July 2021, 10 August 2021, 18 August 2021 and 25 August 2021 in relation to:

- (i) the Writ of Summons and Statement of Claim served on APSB in the High Court of Malaya at Johor Bahru (“**JB Court**”) on 25 January 2021 (the “**JB Matter**”);
- (ii) the Originating Summons served on CSCE in the KL Court and the notice of application filed in relation thereto, seeking for, *inter alia*, an interim injunction to prevent CSCE from commencing and/or proceeding with adjudication proceedings against APSB pursuant to Construction Industry Payment and Adjudication Act 2012 until disposal of the Originating Summons (“**Notice of Application**”) on 25 January 2021 (the “**KL Matter**”);
- (iii) the dismissal by the KL Court on 6 August 2021, of the Originating Summons served by APSB on CSCE and the Notice of Application (the “**Dismissal**”);
- (iv) the Notice of Adjudication dated 17 August 2021 (“**Notice of Adjudication**”) from Raja, Darryl & Loh (being the lawyers representing CSCE); and
- (v) the Notice of Appeal filed by APSB in the Court of Appeal of Malaysia at Putrajaya (Appellate Jurisdiction) (“**Court of Appeal**”) on 24 August 2021 to appeal against the Dismissal (“**Notice of Appeal**”).

3.1. JB MATTER – STAY OF PROCEEDINGS

The Board refers to the Company's announcement dated 17 February 2021 in relation to a stay of proceedings pending referral to arbitration filed by APSPB pursuant to Section 10 of the Arbitration Act 2005 in relation to CSCE's Writ of Summons and Statement of Claim ("**Stay of Proceedings**").

There have been no material developments since the last update released by the Company on 30 July 2021.

3.2. KL MATTER – NOTICE OF APPEAL

The Board refers to the Company's announcements dated 10 August 2021 and 25 August 2021 (collectively, the "**CSCE KL Announcements**") in relation to the dismissal of APSPB's Originating Summons against CSCE and the Notice of Application, and the Notice of Appeal filed by APSPB in the Court of Appeal on 24 August 2021.

Save as disclosed in the CSCE KL Announcements, there are no material updates to the legal proceedings with CSCE.

3.3. NOTICE OF ADJUDICATION FROM CSCE

The Board refers to the Company's announcement dated 18 August 2021 ("**18 August Announcement**") in relation to the receipt of the Notice of Adjudication.

Save as disclosed in the 18 August Announcement, there are no material updates to the Notice of Adjudication.

The Company will make further announcement(s) to update shareholders as and when there are material developments with regard to the Company's operations and the Revised Resumption Proposal.

By Order of the Board

Khong Chung Lun
Executive Director and Chief Executive Officer

26 August 2021

This announcement has been prepared by the Company and reviewed by the Company's sponsor, Novus Corporate Finance Pte. Ltd. (the "Sponsor"), in compliance with Rule 226(2)(b) of the Singapore Exchange Securities Trading Limited (the "SGX-ST") Listing Manual Section B: Rules of Catalist.

This announcement has not been examined or approved by the SGX-ST and the SGX-ST assumes no responsibility for the contents of this announcement, including the correctness of any of the statements or opinions made, or reports contained in this announcement.

The contact person for the Sponsor is Mr Andrew Leo, Chief Executive Officer, at 7 Temasek Boulevard, #18-03B Suntec Tower 1, Singapore 038987, telephone (65) 6950 2188.
