

No. L037/2018

June 28, 2018

Subject: Supreme Court Judgment on the lawsuit lodged by Allamanda 1 Condominium Juristic Person and 9 Unit Owners

**Attention: President
The Stock Exchange of Thailand**

**Reference: 1. Letter of the Company No. L041/2009 dated November 20, 2009 to the SET
2. Letter of the Company No. L030/2014 dated July 7, 2014 to the SET
3. Letter of the Company No. L001/2015 dated January 26, 2015 to the SET
4. Letter of the Company No. L016/2016 dated April 20, 2016 to the SET**

Reference is made to the lawsuits brought by Allamanda 1 Condominium Juristic Person and 9 Unit Owners against the Company's subsidiary companies and directors. The plaintiffs referred in the plaint that the defendants have breached the sale and purchase agreement during 1991- 1995. The sale and purchase agreement called for an area of approximately 20 Rai. However, Allamanda 1 Condominium was registered with only 9 Rai 2 Ngan 9 Square Wah on the Registration of Condominium Juristic Person. Therefore, the plaintiffs requested the defendants to deliver the common area as specified by the agreement by transfer of the land totaling 10 Rai 3 Ngan 97.1 Square Wah to Allamanda 1 Condominium Juristic Person or to be jointly liable for the compensation in case the transfer of land cannot be made. The plaintiffs also requested for additional compensation for unlawful use of the land which are supposed to be common property of Allamanda 1 Condominium.

On June 27, 2014, the Court of First Instance issued judgment ordering the defendants to transfer 9 land plots totaling 10 Rai 3 Ngan 97.1 Square Wah, and to compensate for unlawful use of the lands THB 5,890,956 including 7.5 percent interest per annum from the date the claim was lodged until payment has been made in full, THB 16,000.79 per day from the date the claim was lodged until the transfer of 2 land titles have been completed, and a further THB 0.5 million for legal fees to the plaintiffs. The defendants transferred such 2 land titles totaling 2 Rai 1 Ngan 56.3 Square Wah to Allamanda 1 Condominium.

On April 19, 2016, the Appeal Court region 8 issued judgment ordering the defendants to transfer 8 land plots out of 9 land plots as awarded by the Court of First Instance totaling 4 Rai 1 Ngan 90.9 Square Wah to be common property of Allamanda 1 Condominium. The Appeal Court region 8 also ruled that the defendants did not unlawfully use the land, so the defendants do not have to compensate the plaintiffs. Moreover, the Appeal Court region 8 dismissed the plaint against directors of the Company.

On 16 September 2016, the plaintiffs submitted the request of submitting the appeal to the Supreme Court and the appeal statement. On 4 October 2016, the defendants submitted the request of submitting the appeal to the Supreme Court and the appeal statement.

On 27 December 2017, the plaintiffs and the defendants made a settlement agreement in which the defendants agreed to compensate the plaintiff in the amount of THB 10 million and to transfer lands approximately 4 Rai 2 Ngan to be common property of Allamanda 1 Condominium to settle the outstanding disputes in relation to this case.

On 20 February 2018, the plaintiffs and the defendants jointly submitted petitions to the Conciliation Centre of the Supreme Court with a request for the Supreme Court to render its judgment as per the settlement agreement.

On 30 May 2018, the Supreme Court has accepted this case to its consideration and rendered its judgment in accordance with the settlement agreement. Therefore, this case is deemed final.

Please be informed accordingly and kindly disseminate the information herein to investors.

Sincerely yours,

(Mr. Shankar Chandran)
Managing Director