

MATERIAL LITIGATION Claim before the Tokyo District Court in Japan by Northern TK Venture Pte Ltd against Daiichi Sankyo Company, Limited

IHH HEALTHCARE BERHAD

Type	Announcement
Subject	MATERIAL LITIGATION
Description	Claim before the Tokyo District Court in Japan by Northern TK Venture Pte Ltd against Daiichi Sankyo Company, Limited

Please refer attachment below.

Attachments

[IHH Announcement_Material Litigation_21.08.2024.pdf](#)
119.7 kB

Announcement Info	
Company Name	IHH HEALTHCARE BERHAD
Stock Name	IHH
Date Announced	21 Aug 2024
Category	General Announcement for PLC
Reference Number	GA1-21082024-00081



IHH Healthcare

Registration No. 201001018208 (901914-V)
(Incorporated in Malaysia)

IHH HEALTHCARE BERHAD (“IHH” OR THE “COMPANY”)

Type : General Announcement
Subject : Material Litigation
Description : Claim before the Tokyo District Court in Japan by Northern TK Venture Pte Ltd against Daiichi Sankyo Company, Limited

IHH HEALTHCARE BERHAD (“IHH” OR THE “COMPANY”)

1. **SUBSCRIPTION OF 235,294,117 NEW EQUITY SHARES OF FACE VALUE OF INDIAN RUPEES (“INR”) 10 EACH (“FORTIS SHARES”) IN FORTIS HEALTHCARE LIMITED (“FORTIS”) THROUGH PREFERENTIAL ALLOTMENT BY FORTIS TO AN INDIRECT WHOLLY-OWNED SUBSIDIARY OF IHH, NORTHERN TK VENTURE PTE LTD (“NTK” OR THE “ACQUIRER”) (“SUBSCRIPTION”);**
2. **MANDATORY OPEN OFFER FOR ACQUISITION OF UP TO 197,025,660 FORTIS SHARES REPRESENTING ADDITIONAL 26.10% OF THE EXPANDED VOTING SHARE CAPITAL OF FORTIS BY THE ACQUIRER (“FORTIS OPEN OFFER”); AND**
3. **MANDATORY OPEN OFFER FOR ACQUISITION OF UP TO 4,894,308 FULLY PAID UP EQUITY SHARES OF FACE VALUE OF INR 10 EACH (“MALAR SHARES”), REPRESENTING 26.00% OF THE VOTING SHARE CAPITAL OF FORTIS MALAR HOSPITALS LIMITED (“MALAR”) BY THE ACQUIRER (“MALAR OPEN OFFER”, AND COLLECTIVELY WITH THE FORTIS OPEN OFFER, THE “OPEN OFFERS”).**

(THE SUBSCRIPTION, FORTIS OPEN OFFER, AND THE MALAR OPEN OFFER ARE HEREINAFTER COLLECTIVELY REFERRED AS THE “TRANSACTION”)

We refer to our earlier announcements dated 13 July 2018, 15 August 2018, 13 November 2018, 17 December 2018, 18 November 2019, 3 February 2020, 5 March 2020, 17 March 2020, 14 August 2020, 22 September 2022, 23 September 2022, 26 September 2022, 11 November 2022, 17 November 2022, 14 November 2023, 24 November 2023, 26 December 2023, 2 February 2024, 22 February 2024, 18 April 2024, 14 May 2024 and 2 August 2024 (“**Said Announcements**”) in relation to the Transaction. Unless otherwise expressed or defined herein, all capitalised terms used in this announcement shall have the same meanings as ascribed to them in the Said Announcements (or any of them).



The Board of Directors of IHH wishes to announce that, on 5 August 2024, NTK, an indirect wholly-owned subsidiary of IHH, submitted a brief to the Tokyo District Court (the “**Court**”) which sets out its substantive reply to Daiichi Sankyo’s brief filed on 2 May 2024 in which Daiichi Sankyo set out its substantive exposition of facts and applicable laws.

The parties attended the hearing on 20 August 2024 before the Court, where NTK’s position was explained to the Court. The Court has set the deadline for Daiichi Sankyo to file its response to the facts set out in NTK’s brief by 1 November 2024. The next hearing before the Court is scheduled for 7 November 2024.

The Company will make further announcements in the event of any material developments on the above matter.

This announcement is dated 21 August 2024.