

ECOBUILT HOLDINGS BERHAD
(Registration No. 200301033338 (635759-U))
Condensed Consolidated Statement Of Profit or Loss and Other Comprehensive Income
For The Year Ended 31 May 2023
(The figures have not been audited)

	Note	(Unaudited) Current Qtr Ended 31/05/23 RM'000	(Unaudited) Comparative Qtr Ended 31/05/22 RM'000	(Unaudited) Cumulative YTD 31/05/23 RM'000	(Audited) Cumulative YTD 31/05/22 RM'000
Revenue		33,676	45,634	164,057	166,964
Purchases and other direct costs		(48,270)	(53,425)	(176,588)	(167,947)
Gross loss		(14,594)	(7,791)	(12,531)	(983)
Interest income		31	44	161	245
Other operating income		677	389	2,012	898
Impairment loss on goodwill		-	(4,349)	-	(4,349)
Other operating expenses		(12,354)	(3,021)	(22,769)	(8,919)
Loss from operations	29	(26,240)	(14,728)	(33,127)	(13,108)
Finance costs		(346)	(163)	(778)	(588)
Loss before taxation		(26,586)	(14,891)	(33,905)	(13,696)
Taxation	21	2,835	1,167	2,967	132
Loss for the period / year		(23,751)	(13,724)	(30,938)	(13,564)
<i>Other comprehensive income / (loss)</i>					
Items that may be reclassified subsequently to profit or loss:					
- Fair value gain / (loss) on financial assets at fair value through other comprehensive income					
		-	-	258	(6,204)
Other comprehensive income / (loss), net of tax		-	-	258	(6,204)
Total comprehensive loss for the period / year		(23,751)	(13,724)	(30,680)	(19,768)
Loss for the period / year attributable to:					
Owners of the Company		(23,751)	(13,045)	(30,311)	(12,109)
Non-controlling interests		-	(679)	(627)	(1,455)
		(23,751)	(13,724)	(30,938)	(13,564)
Total comprehensive loss for the period / year attributable to:					
Owners of the Company		(23,751)	(13,045)	(30,053)	(18,313)
Non-controlling interests		-	(679)	(627)	(1,455)
		(23,751)	(13,724)	(30,680)	(19,768)
Loss per share					
Basic loss per share (sen)	28	(6.10)	(3.41)	(7.89)	(3.29)

The Condensed Consolidated Statement of Profit or Loss and Other Comprehensive Income should be read in conjunction with the Annual Audited Financial Statements of the Group for the financial year ended 31 May 2022 and the accompanying explanatory notes attached to the interim financial statements.

ECOBUILT HOLDINGS BERHAD
(Registration No. 200301033338 (635759-U))
Condensed Consolidated Statement Of Financial Position
As At 31 May 2023

	Note	(Unaudited) As At 31/05/2023 RM'000	(Audited) As At 31/05/2022 RM'000
ASSETS			
Non-current Assets			
Property, plant & equipment		18,241	24,185
Goodwill on consolidation		28,388	28,388
Other investments	23	13,442	13,184
Right-of-use assets		19	583
Other receivable		-	2,400
Deferred tax assets		3,140	969
		63,230	69,709
Current Assets			
Trade receivables		84,387	100,866
Contract assets		22,139	27,693
Other receivables, deposits & prepayments		10,128	9,447
Tax recoverable		2,996	2,744
Cash and cash equivalents		2,128	9,734
		121,778	150,484
TOTAL ASSETS		185,008	220,193
EQUITY AND LIABILITIES			
Capital and Reserves			
Share capital		67,958	65,017
Fair value reserves		(1,551)	(1,809)
Retained earnings		15,536	45,847
Equity attributable to owners of the Company		81,943	109,055
Non-controlling interests		-	846
Total Equity		81,943	109,901
Non-current Liabilities			
Borrowings	25	1,246	1,314
Lease liabilities		2,990	5,826
		4,236	7,140
Current Liabilities			
Trade payables		78,079	84,779
Contract liabilities		333	2,782
Other payables and accrued expenses		13,653	6,506
Borrowings	25	4,069	5,321
Lease liabilities		2,695	3,764
		98,829	103,152
Total Liabilities		103,065	110,292
TOTAL EQUITY AND LIABILITIES		185,008	220,193
Net Assets Per Share Attributable to Owners of the Company (Sen)		19.48	28.51

The Condensed Consolidated Statement of Financial Position should be read in conjunction with the Annual Audited Financial Statements of the Group for the financial year ended 31 May 2022 and the accompanying explanatory notes attached to the interim financial statements.

ECOBUILT HOLDINGS BERHAD
(Registration No. 200301033338 (635759-U))
Condensed Consolidated Statement of Changes in Equity
For The Year Ended 31 May 2023
(The figures have not been audited)

	<-- Attributable to owners of the Company -->		Retained Earnings RM'000	Sub-Total RM'000	Non- Controlling Interest RM'000	Total Equity RM'000
	Non-Distributable	Distributable				
	Share Capital RM'000	Fair Value Reserve RM'000				
At 1 June 2022	65,017	(1,809)	45,847	109,055	846	109,901
Loss for the year	-	-	(30,311)	(30,311)	(627)	(30,938)
Other comprehensive income	-	258	-	258	-	258
Total comprehensive loss for the year	-	258	(30,311)	(30,053)	(627)	(30,680)
Contributions by owners of the Company:						
- Issuance of shares during the year	2,941	-	-	2,941	-	2,941
Disposal of a subsidiary company	-	-	-	-	(219)	(219)
At 31 May 2023	67,958	(1,551)	15,536	81,943	-	81,943
At 1 June 2021	59,156	4,395	57,956	121,507	2,301	123,808
Loss for the year	-	-	(12,109)	(12,109)	(1,455)	(13,564)
Other comprehensive loss	-	(6,204)	-	(6,204)	-	(6,204)
Total comprehensive loss for the year	-	(6,204)	(12,109)	(18,313)	(1,455)	(19,768)
Contributions by owners of the Company:						
- Issuance of shares during the year	5,861	-	-	5,861	-	5,861
At 31 May 2022	65,017	(1,809)	45,847	109,055	846	109,901

The Condensed Consolidated Statement of Changes in Equity should be read in conjunction with the Annual Audited Financial Statements of the Group for the financial year ended 31 May 2022 and the accompanying explanatory notes attached to the interim financial statements.

ECOBUILT HOLDINGS BERHAD
(Registration No. 200301033338 (635759-U))
Condensed Consolidated Statement of Cash Flows
For The Year Ended 31 May 2023
(The figures have not been audited)

	(Unaudited) 12 months Ended 31/05/23 RM'000	(Audited) 12 months Ended 31/05/22 RM'000
Cash Flows from Operating Activities		
Loss before taxation	(33,905)	(13,696)
Adjustments for:		
Bad debt written-off	9,183	-
Depreciation of property, plant and equipment	5,528	5,162
Depreciation of right-of-use assets	564	590
Finance costs	985	678
Impairment loss on goodwill	-	4,349
Loss on disposal of property, plant and equipment	124	-
Loss on winding up of subsidiary	1,911	-
Net expected credit loss allowance		
- trade receivables	1,084	1,407
- other receivables	3,275	122
Property, plant and equipment written off	-	25
Interest income	(161)	(245)
Remeasurement of lease liabilities	(300)	(168)
Waiver of rental	-	(10)
	<hr/>	<hr/>
Operating loss before changes in working capital	(11,712)	(1,786)
Receivables	(5,459)	(11,349)
Payables	13,160	12,536
	<hr/>	<hr/>
Cash used in operations	(4,011)	(599)
Tax refund	-	727
Tax paid	(661)	(2,539)
	<hr/>	<hr/>
Net cash used in operating activities	(4,672)	(2,411)
	<hr/>	<hr/>
Cash flows from investing activities		
Purchase of property, plant and equipment	(390)	(305)
Proceeds from disposal of property, plant and equipment	422	-
Net cash outflow arising on winding up of subsidiary company	(44)	-
Interest received	161	245
	<hr/>	<hr/>
Net cash generated from / (used in) investing activities	149	(60)
	<hr/>	<hr/>
Cash flows from financing activities		
Drawdown of borrowings	58,120	5,245
Increase in short-term deposits pledged	-	(2,451)
Proceeds from issuance of share capital	2,941	5,861
Repayment of borrowings	(59,727)	(119)
Repayment of lease liabilities	(4,219)	(3,348)
Interest paid	(198)	(69)
	<hr/>	<hr/>
Net cash (used in) / generated from financing activities	(3,083)	5,119
	<hr/>	<hr/>
Net (decrease) / increase in cash and cash equivalents	(7,606)	2,648
	<hr/>	<hr/>
Cash and cash equivalents at the beginning of the financial year	9,734	4,635
	<hr/>	<hr/>
Cash and cash equivalents at the end of the financial year	2,128	7,283
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ECOBUILT HOLDINGS BERHAD
(Registration No. 200301033338 (635759-U))
Condensed Consolidated Statement of Cash Flows
For The Year Ended 31 May 2023
(The figures have not been audited)

	(Unaudited)	(Audited)
	12 months	12 months
	Ended	Ended
	31/05/23	31/05/22
	RM'000	RM'000
Cash and cash equivalents at the end of the financial year comprises:		
Short-term deposits with a licensed bank	176	2,451
Short-term deposits with fund management companies	574	561
Cash and bank balances	1,378	6,722
	2,128	9,734
Less: Short-term deposits with a licensed bank pledged	-	(2,451)
Total cash and cash equivalents	2,128	7,283

The Condensed Consolidated Statement of Cash Flow should be read in conjunction with the Annual Audited Financial Statements of the Group for the financial year ended 31 May 2022 and the accompanying explanatory notes attached to the interim financial statements.

Part A - Explanatory Notes Pursuant to MFRS 134 - 31 May 2023

1. Basis of Preparation

The condensed consolidated interim financial statements have been prepared in accordance with MFRS 134, Interim Financial Reporting and Chapter 9.22 of the Bursa Malaysia Securities Berhad ("Bursa Securities") Listing Requirements and should be read in conjunction with the Group's audited financial statements for the year ended 31 May 2022. The consolidated financial statements of the Group as at and for the year ended 31 May 2022 were prepared in accordance with Malaysian Financial Reporting Standards ("MFRS").

2. Significant Accounting Policies

The significant accounting policies adopted are consistent with those of the audited financial statements for the year ended 31 May 2022 except for the adoption of the following Amendments and Annual improvements to Standards:

Effective for financial periods beginning on or after 1 June 2022:

- Amendments to MFRS 3, "Business Combinations"
(Reference to the Conceptual Framework)
- Amendments to MFRS 116, "Property, Plant and Equipment"
(Proceeds before Intended Use)
- Amendments to MFRS 137, "Provision, Contingent Liabilities and Contingent Assets"
(Onerous Contracts - Cost of Fulfilling a Contract)
- Annual Improvement to MFRS Standards 2018 – 2020:
 - Amendment to MFRS 1, "First-time Adoption of Malaysian Financial Reporting Standards"
 - Amendment to MFRS 9, "Financial Instruments"
 - Amendment to Illustrative Examples accompanying MFRS 16, "Leases"
 - Amendment to MFRS 141, "Agriculture"

The adoption of the above pronouncements does not have any material impact on the financial statements of the Group.

As at the date of authorisation of the interim financial report, the following MFRSs, amendments to MFRSs, IC Interpretations and amendments to IC Interpretations were issued but not yet effective and have not been adopted by the Group:-

		<u>Effective dates for financial periods beginning on or after</u>
- MFRS 17	Insurance Contracts	1 January 2023
- Amendments to MFRS 17	Insurance Contracts	1 January 2023
- Amendments to MFRS 101	Presentation of Financial Statements (Classification of Liabilities as Current or Non-current) (Disclosure of Accounting Policies)	1 January 2023
- Amendments to MFRS 108	Accounting Policies, Changes in Accounting Estimates and Errors (Definition of Accounting Estimates)	1 January 2023
- Amendments to MFRS 112	Income Taxes (Deferred Tax related to Assets and Liabilities arising from a Single Transaction)	1 January 2023
- Amendments to MFRS 16	Leases (Lease Liability in a Sale and Leaseback)	1 January 2024
- Amendments to MFRS 101	Presentation of Financial Statements (Non-current Liabilities with Covenants)	1 January 2024
- Amendments to MFRS 10 and MFRS 128	Sale or Contribution of Assets between an Investor and its Associate or Joint Venture	Effective date yet to be determined by the Malaysian Accounting Standards Board

The Group will adopt the above pronouncements when they become effective in the respective financial periods. These pronouncements are not expected to have a material impact to the financial statements of the Group upon their initial recognition.

3. Auditors' Report on Preceding Annual Financial Statements

The auditors' report on the financial statements for the year ended 31 May 2022 was not subjected to any audit qualification.

4. Segmental Information

There was no segmental reporting as the Group is currently involved primarily in a single operating segment, namely general construction work of a related activities.

5. Unusual Items due to their Nature, Size or Event

There were no unusual items affecting assets, liabilities, equity, net income or cash flows of the Group for the year ended 31 May 2023.

6. Changes in Estimates

There were no changes in accounting estimates made that would materially affect the accounts of the Group for the year ended 31 May 2023.

7. Seasonal or Cyclical Factors

The interim operations of the Group were not affected by any significant seasonal or cyclical factors during the year ended 31 May 2023.

8. Dividends Paid

There were no dividends paid during the year ended 31 May 2023.

9. Valuation of Property, Plant and Equipment

Property, plant and equipment of the Group were not revalued during the year ended 31 May 2023.

10. Debt And Equity Securities

On 15 May 2023, the issued and fully paid-up capital of the Company increased from 382,471,804 ordinary shares to 420,718,984 ordinary shares through private placement of 38,247,180 ordinary shares at an exercise price of RM0.0783 per share. The newly issued ordinary shares ranked pari passu in all respect with the existing shares.

Other than the above, there were no issuance, cancellation, resale and repayment of debt and equity securities for the year ended 31 May 2023.

11. Changes in Composition of the Group

There were no changes to the composition of the Group for the year ended 31 May 2023 except for the following:-

(a) Gabungan Eko Konstrukt Sdn. Bhd. ("Gabungan") has on 17 February 2023 received a sealed Order dated 14 February 2023 from the Petitioner's solicitors, Messrs YY Loo. The High Court of Malaya at Kuala Lumpur ("Court") granted the following:-

- (i) Gabungan be wound by the Court under the Sections 465(1)(e) and (h) and 466(1)(a) of the Companies Act 2016;
- (ii) Official Receiver of the States of Malaya be appointed as the Liquidator of Gabungan; and
- (iii) Costs subject to allocator fee to be paid by Gabungan to the Petitioner from the assets of Gabungan towards the winding-up petition.

Gabungan Eko Konstrukt Sdn. Bhd. is 51% owned subsidiary of Eko Bina Sdn. Bhd., which in turn is a 51% indirect owned subsidiary of the Company. The total cost of investment in Gabungan Eko Konstrukt Sdn. Bhd. is RM510,000.00. The principal activities are to carry on the business as general contractors for construction work.

12. Capital Commitments

There were no capital commitments for the purchase of any property, plant and equipment or any other expenses that were not accounted for in the financial statements as at 31 May 2023.

13. Changes in Contingent Liabilities and Contingent Assets

There were no contingent assets. Details of contingent liabilities of the Company are as follows:

	31 May 2023 RM'000	31 May 2022 RM'000
Corporate guarantees in favour of customers of its wholly owned subsidiary, Eko Bina Sdn. Bhd. for performance obligation of a project awarded to the subsidiary.	35,683	35,683
Corporate guarantee in favour of licensed banks for repayment of the following:		
- industrial hire purchase facility granted to its wholly owned subsidiary, Eko Bina Sdn. Bhd. to part finance the purchase of one unit of tower crane.	-	152
- hire purchase facility granted to its wholly owned subsidiary, Eko Bina Sdn. Bhd. to part finance the purchase of machineries.	4,231	5,787
- hire purchase facility granted to its wholly owned subsidiary, Rexallent Construction Sdn. Bhd. to part finance the purchase of machineries.	1,214	2,674
- term loan facility granted to its wholly owned subsidiary, Eko Bina Sdn. Bhd. to finance the purchase of properties.	1,319	1,390
- domestic recourse factoring facility to its wholly owned subsidiary, Eko Bina Sdn. Bhd. to finance approved certified progress claims by the customer.	-	2,379
- domestic recourse factoring facility to its wholly owned subsidiary, Rexallent Construction Sdn. Bhd. to finance approved certified progress claims by the customer	-	2,866
- bank guarantee facility to its wholly owned subsidiary, Rexallent Construction Sdn. Bhd. to finance tender bonds and performance bond.	5	5
- hire purchase facilities granted to its indirect subsidiary, Gabungan Eko Konstrukt Sdn. Bhd. to part finance the purchase of machineries.	139	386
Corporate guarantees in favour of suppliers for supply of goods of the following:		
- indirect subsidiary, Gabungan Eko Konstrukt Sdn. Bhd.	3,542	11,274
- wholly owned subsidiary, Rexallent Construction Sdn. Bhd.	10,200	10,200
	<u>56,333</u>	<u>72,796</u>

Other than the above, there were no changes in contingent liabilities of the Group during the year ended 31 May 2023.

14. Subsequent Material Events

There were no material events subsequent to the end of the current quarter up to 21 July 2023 (being the last practicable date from the date of issue of this report) that are expected to have an operational or financial impact on the Group.

15. Significant Related Party Transactions

There were no significant related party transactions during the year ended 31 May 2023.

16. Fair Value of Financial Instruments

The Group uses the following hierarchy for determining and disclosing the fair value of financial instruments by valuation technique:

Level 1: Quoted prices in active markets for identical assets or liabilities.

Level 2: Inputs other than quoted prices included within level 1 that are observable for the asset or liability, either directly or indirectly.

Level 3: Inputs for the assets or liabilities that are not based on observable market data.

The following table analyses the fair value hierarchy for financial instruments carried at fair value in the statement of financial position:

	As at 31 May 2023 Level 1 Fair Value RM'000	As at 31 May 2022 Level 1 Fair Value RM'000
Financial asset		
Financial assets at fair value through other comprehensive income	<u>13,442</u>	<u>13,184</u>

Part B - Explanatory Notes Pursuant to Appendix 9B of the Listing Requirements of Bursa Malaysia Securities Berhad For the MAIN Market

17. Review of Performance - Comparison with Corresponding Results of Last Year Quarter

Financial review for the current quarter and financial year to date compared with the corresponding periods last year.

The results of the Group are tabulated below:

	Individual Quarter		Cumulative YTD	
	31 May 2023 RM'000	31 May 2022 RM'000	31 May 2023 RM'000	31 May 2022 RM'000
Revenue	33,676	45,634	164,057	166,964
Gross Loss	(14,594)	(7,791)	(12,531)	(983)
Loss Before Taxation	(26,586)	(14,891)	(33,905)	(13,696)

For the current quarter ended 31 May 2023, the Group had recorded a loss before taxation of RM26.59 million on the back of revenue RM33.68 million as compared to a loss before taxation of RM14.89 million and revenue of RM45.63 million reported in the preceding year's corresponding quarter. The loss before taxation in the current quarter was mainly driven by a bad debt written-off of RM9.15 million resulting from an outstanding amount due from Gabungan Eko Konstrukt Sdn. Bhd and a provision for expected credit loss allowance of RM4.36 million arising from trade and other receivables.

18. Review of Performance - Comparison with Corresponding Results of Preceding Quarter

	Current Quarter 31 May 2023 RM'000	Immediate Preceding Quarter 28 February 2023 RM'000
Revenue	33,676	37,068
Gross (Loss) / Profit	(14,594)	1,113
Loss Before Taxation	(26,586)	(4,577)

For the current quarter ended 31 May 2023, the Group had recorded a loss before taxation of RM26.59 million on the back of revenue RM37.68 million as compared to a loss before taxation of RM4.58 million and revenue of RM37.07 million reported in the immediate preceding quarter. The loss before taxation in the current quarter was mainly driven by a bad debt written-off of RM9.15 million resulting from an outstanding amount due from Gabungan Eko Konstrukt Sdn. Bhd and a provision for expected credit loss allowance of RM1.08 million arising from trade receivables.

19. Current Year Prospects

Underpinned by several positive factors such as upliftment of Covid-19 containment measures, reopening of international borders and rebound in private sector expenditure, the overall construction industry in Malaysia is expected to rebound. The Group remains cautiously optimistic of the prospects as we are still faced with various challenges such as acute labour shortage and construction materials price spike. Notwithstanding these challenges, the Group remains vigilant and will ensure that timely responses are taken to address any adverse risks. Rest assured, we will continue to leverage on our core competencies, collective expertise as well as the appropriate technology in an attempt to deliver quality projects to our client so as to preserve the long-term values to our shareholders.

20. Variance of Profit Forecast

Not applicable as the Group has not announced profit forecast in a public document.

21. Taxation

	Individual Quarter		Cumulative YTD	
	31 May 2023 RM'000	31 May 2022 RM'000	31 May 2023 RM'000	31 May 2022 RM'000
Current Tax	(127)	(804)	10	765
Deferred Tax	(2,708)	(363)	(2,977)	(897)
	<u>(2,835)</u>	<u>(1,167)</u>	<u>(2,967)</u>	<u>(132)</u>

The Group's effective tax rate is higher than the statutory tax rate primarily due to certain expenses which are not tax deductible coupled with the recognition of deferred tax assets.

22. Sale of Unquoted Investment and Properties

There were no sale of unquoted investments and/or properties during the year ended 31 May 2023.

23. Quoted Securities

	As at 31 May 2023 RM'000	As at 31 May 2022 RM'000
Financial assets at fair value through other comprehensive income		
- Quoted shares in Malaysia	13,442	13,184
	<u>13,442</u>	<u>13,184</u>
Analysed as follows:		
Non-Current	13,442	13,184
	<u>13,442</u>	<u>13,184</u>

24. Status of Corporate Proposals

There were no corporate proposals announced but not completed by the Group during the current interim period under review.

25. Group Borrowings and Debt Securities

The Group borrowings and debt securities as at 31 May 2023 were denominated in Ringgit Malaysia and are as follows:-

	As at 31 May 2023 RM'000	As at 31 May 2022 RM'000
Secured		
Current:		
- Term Loans	73	76
- Bank local bills	-	5,245
- Bank overdraft	3,996	-
	<u>4,069</u>	<u>5,321</u>
Non-Current:		
- Term Loans	1,246	1,314
	<u>1,246</u>	<u>1,314</u>

26. Material Litigation

(a) Chong Cheng Voon vs Safetags Solution Sdn. Bhd. ("Safetag") & Rexallent Construction Sdn. Bhd. ("Rexallent") & Dexon Electrical Engineering Sdn. Bhd. ("Dexon") & Cytrix Engineering Sdn. Bhd. ("Cytrix Engineering") (collectively referred as the "Defendants")

On 4 July 2018, Chong Cheng Voon ("CCV"), an employee of Cytrix brought an action against the Defendants claiming damages for pain and suffering, medical expenses and loss of future earnings as a result of injuries whilst engaged at work at the 3 Element project construction site of which Safetags, Rexallent, Dexon and Cytrix were the developer, main contractor, nominated sub-contractor and sub-sub contractor respectively.

In undertaking the work, Dexon and Rexallent had separately procured a Workmen Compensation Insurance Policy from MSIG and Berjaya Sompo respectively. All the four named defendants are insured person in the policy for their respective rights and interests.

The points of defense raised so far as Rexallent is concerned are as follows:

- (i) Rexallent had put in place adequate health and safety measures at the work site to the letter of the law;
- (ii) CCV who was not wearing a proper and approved safety helmet, was wholly or partly responsible for the injuries; and
- (iii) CCV is eligible to SOCSO protection and his employer, Cytrix is a contributor. As such, CCV's remedies lie solely under the Employees' Social Security Act 1969.

On 23 April 2021, a judgment sum amounting to RM299,034 together with interest and costs has been awarded against Rexallent by the Sessions Court. An appeal to the High Court was filed by Rexallent against the judgement sum by the Sessions Court both on liability and quantum in respect of CCV's claim. On 26 April 2022, the High Court dismissed the appeals against CCV with costs.

As of 31 May 2023, the Company recognised a provision on the judgment sum amounting to RM299,034 together with interest and costs that have been awarded against Rexallent.

26. Material Litigation (Continued)

- (b) Safetags Solution Sdn. Bhd. ("Safetags") & Rexallent Construction Sdn. Bhd. ("Rexallent") vs Berjaya Sompoo ("Berjaya") & MSIG Insurance ("MSIG")

In relation to the claims against Rexallent as disclosed in Note 26(a) to the financial statements, Rexallent has in turn brought third party proceedings against MSIG and Berjaya for breach of the Workmen's Compensation Policy that was taken out to indemnify Rexallent against claims by the workers at the site.

On 23 April 2021, the third party claims were dismissed with costs by the Sessions Court. Rexallent had filed an appeal against the dismissal of the indemnity claims against MSIG and Berjaya.

On 26 April 2022, the High Court allowed the appeal against Berjaya with costs but dismissed the appeal against MSIG with costs. Berjaya Sompoo has since paid CCV the judgement sums. However, Berjaya has filed the appeal against Rexallent to the Court of Appeal. Rexallent in turn also filed an appeal to the Court of Appeal against MSIG. The Court of Appeal has fixed the hearing on 8 May 2023, which was subsequently extended to 7 December 2023.

- (c) Winding-up Petition served on Gabungan Eko Construkt Sdn. Bhd. ("Gabungan")

On 9 November 2022, the Petitioner filed a winding-up petition at High Court of Malaya against the Company's indirect owned subsidiary, Gabungan. The Company and its subsidiaries ("Group") does not expect any financial and operational impact arising from the filing of the Petition. The Group is not expected to incur losses arising from the Petition.

On 14 February 2023, High Court of Malaya (the "Court") granted the following:

- (i) Gabungan be wound by the Court under the Sections 465(1)(e) and (h) and 466(1)(a) of the Companies Act 2016;
- (ii) Official Receiver of the States of Malaya be appointed as the Liquidator of Gabungan; and
- (iii) Costs subject to allocator fee to be paid by Gabungan to the Petitioner from the assets of Gabungan towards the winding-up petition.

Subsequent to the winding-up order, the Company will make a write-off of the cost of investment in Gabungan for the financial year ending 31 May 2023. Gabungan will cease to be the subsidiary of the Company on completion of the dissolution. The Company does not intend to contest the winding-up order on Gabungan as it has already ceased operations and it is not a going concern company.

- (d) Winding-up Petition served on Rexallent Construction Sdn. Bhd. ("Rexallent")

On 27 December 2022, the Petitioner filed a winding up petition against the Company's wholly owned subsidiary, Rexallent. The Company and its subsidiaries ("Group") does not expect any financial and operational impact arising from the filing of the Petition. Save for legal fees and disbursements involved, the Group is not expected to incur losses arising from the Petition.

On 30 December 2022, Rexallent is taking the necessary action by appointing the solicitor to discuss with the Petitioner to settle the outstanding amount, subject to the payment terms to be agreed upon.

On 30 March 2023, Rexallent received a sealed Order dated 21 March 2023 from the Petitioner's solicitors which states that the High Court of Malaya at Kuala Lumpur has ordered that the Winding-Up Petition be struck out with no order as to costs.

- (e) Leppo Concrete Sdn. Bhd. ("Plaintiff") vs Eko Bina Sdn. Bhd. ("Eko Bina") & Gabungan Eko Construkt Sdn. Bhd. ("Gabungan") (collectively referred as the "Defendants")

On 7 February 2023, the Company's wholly owned subsidiary, Eko Bina Sdn. Bhd. and its 51% indirect owned subsidiary, Gabungan Eko Construkt Sdn. Bhd. has been served with a digitally sealed copy of the Writ of Summons and Statement of Claim dated 25 January 2023, filed by Plaintiff in the Sessions Court of Sabah and Sarawak at Kota Kinabalu.

The Plaintiff is claiming that the Defendants had failed to settle the outstanding amount for services rendered by the Plaintiff in respect of several projects on which the Plaintiff was entered to perform. The amount claimed for includes:

- (i) Outstanding Sum amounting to RM287,557.62 as at 3 November 2022;
- (ii) Costs of this action;
- (iii) Compounded Interest on the amount of RM287,557.62 at the rate of 1.5% per month from 3 November 2022 until the date of full and final settlement;
- (iv) Legal fees and expenses on a solicitor and client basis; and
- (v) Any other relief or such other and further orders that the Honourable Court deems fit and appropriate.

On 12 May 2023, the Defendants received a sealed copy of the Notice of Discontinuance dated 17 April 2023 from the Plaintiff's solicitors that the Plaintiff wholly discontinues the action against the Defendants.

Other than the above, there was no pending material litigation as at 31 May 2023.

27. Dividends Payable

The Board of Directors does not recommend any dividend for the reporting quarter.

28. Loss Per Share**(a) Basic loss per share**

Basic loss per share figures is calculated by dividing the consolidated loss attributable to owners of the Company by the weighted average number of ordinary shares of the Company in issue during the period / year.

	Individual Quarter		Cumulative YTD	
	31 May 2023	31 May 2022	31 May 2023	31 May 2022
Loss attributable to the Owners of the Company (RM'000)	(23,751)	(13,045)	(30,311)	(12,109)
Weighted average number of ordinary shares in issued	389,539,218	382,471,804	384,253,180	368,479,700
Basic loss per share (sen)	(6.10)	(3.41)	(7.89)	(3.29)

(b) Diluted earnings per share

There is no diluted earnings per share as the Company does not have any dilutive potential ordinary of shares during the period / year.

29. Notes to the Statement of Profit or Loss and Other Comprehensive Income

	Individual Quarter		Cumulative YTD	
	31 May 2023 RM'000	31 May 2022 RM'000	31 May 2023 RM'000	31 May 2022 RM'000
Bad debt written-off	(9,183)	-	(9,183)	-
Depreciation of property, plant and equipment	(1,487)	(1,384)	(5,528)	(5,162)
Depreciation of right-of-use assets	(8)	(175)	(564)	(590)
Loss on disposal of property, plant and equipment	-	-	(124)	-
Loss on winding up of subsidiary	(1,683)	-	(1,911)	-
Net expected credit loss allowance				
- trade receivables	(1,084)	(1,407)	(1,084)	(1,407)
- other receivables	525	(122)	(3,275)	(122)
Property, plant and equipment written off	-	-	-	(25)
Remeasurement of lease liabilities	-	-	300	168
Waiver of rental	-	-	-	10

30. Authorisation for Issue

The interim financial statements were authorised for issue by the Board of Directors in accordance with a resolution of the directors on 28 July 2023.