

Michael Ng

LL.M., University of Cambridge (First Class Honours)

LL.B., King's College London (First Class Honours)

Email Address:

michael.ng@dvc.hk

Year Of Call:

2018

Practice Areas: Company Law and Insolvency, Commercial Law, Land & Planning Law, Chancery, Intellectual Property, Arbitration, Construction Law, Administrative and Public Law, Shipping



Michael obtained First Class Honours in both his LL.M. at the University of Cambridge and LL.B. at King's College London. He joined Des Voeux Chambers in 2018 upon completion of his pupillage.

Michael has a broad civil and commercial practice, including Company and Insolvency, Commercial, Property, Trusts, Intellectual Property, Arbitration, and Construction. He accepts instructions for both advocacy and advisory work, and has appeared in the High Court and the District Court both in his own right and as junior counsel.

Expertise:

Selected Cases

Company & Insolvency

- *Re Ping An Securities Group (Holdings) Limited* [2020] 1 HKLRD 429 - resisting an interlocutory application for an injunction restraining a listed company's proposed rights issue (led by Dr. William Wong SC, JP, with Mr. Peter Chung)
- *Re Dickson Valora Group (Holdings) Company Limited* [2019] 3 HKLRD 210 - resisting application for (i) striking out the unfair prejudice petition on the ground of lack of *locus standi* and (ii) staying the petition in favour of arbitration (led by Mr. Anson Wong SC, with Mr. Alan Kwong)
- *Re Founder Information (Hong Kong) Limited* [2021] HKCFI 311 - appearing for a company to resist a winding-up petition in connection with a series of floating-rate bonds totalling US\$310 million (as sole advocate).
- *Re General Appliance (Holdings) Limited* [2019] HKCFI 1669, [2020] HKCFI 356, [2020] HKCFI 1247 - acted for the petitioner in a petition for unfair prejudice and just and equitable winding-up, including applying for interlocutory injunction and resisting a striking out

application (with Mr. Alan Kwong)

- *Re Glory Sky Financial Limited* [2019] HKCFI 2982 - appearing for the petitioner to dismiss the winding up petition and oppose an appeal against a garnishee order absolute, with an application for indemnity costs order (as sole advocate)
- *Re Winasia Industries Limited* [2019] HKCFI 527 - application for validation order and indemnity costs order against the petitioner (as sole advocate)
- *Re Wealthy Up Finance Limited* [2019] HKCFI 3137; [2021] HKCFI 401 - appearing for a creditor dismissing a winding-up petition on the ground of abuse of process (as sole advocate); application for non-party costs order (led by José Maurellet SC)
- *Re L&A International Holdings Limited* (HCCW 72/2019) - appearing on behalf of a contributory in a 5-day trial opposing a just and equitable winding-up petition (led by Mr. José Maurellet SC and with Mr. Alan Kwong)
- *Re Spot On (Hong Kong) Group Corporation Limited* (HCCW 30/2019) - appearing for the company resisting the winding-up petition (as sole advocate)
- *Re Zuji Limited* (HCCW 173/2019) - appearing for the petitioner to dismiss the winding-up petition with costs (as sole advocate)

Jurisdictional Challenge & Remedies

- *Dickson Valora Group (Holdings) Co Ltd & Anor. v Fan Ji Qian* [2019] 2 HKLRD 173 - resisting application for a quasi-contractual anti-suit injunction (led by Mr. Anson Wong SC, with Mr. Alan Kwong)
- *Plain Sail Holdings Limited & Anor. v Lau Wing Yan* [2020] HKCFI 653 - application for an antisuit injunction to restrain Panamanian proceedings on grounds of unconscionability (led by Mr. Ambrose Ho SC)
- *China Baoli Technologies Holdings Ltd & Ors v Orient Equal International Group Ltd & ors v Lantau Holdings Ltd & Ors* [2019] HKCFI 288 - resisting application for payment of fortification for an injunction out of court, involving issues concerning authority, *res judicata*, and foreign law (led by Dr. William Wong SC, JP)

Commercial Injunctions

- *Smart Edge Limited (Receivers and Managers Appointed) v Lun Hau Mun & Ors* [2020] HKCFI 1900 - resisting an application for a mandatory injunction against directors for delivery up of the Company's assets, involving disputes over the validity of the receivers' appointment under a Mezzanine facility and senior secured notes in the total value of over HK\$10 billion (led by Dr. William Wong SC, JP)
- *Sky Motion Holdings Limited v China Create Capital Limited* [2019] HKCFI 2408, [2021] HKCFI 54, [2021] HKCFI 405 - application for a *Mareva* injunction up to the value of HK\$500

million and a proprietary injunction in connection with a dispute over the sale and purchase of shares in and senior secured notes issued by a listed company (as the sole advocate at the *ex parte* hearing; with Mr. Patrick Chong at the *inter partes* hearing)

- General Appliance (Hong Kong) Ltd v Friendship Investments Ltd [2019] HKCFI 631 - resisting an application for a mandatory injunction for delivery up of title deeds (with Mr. Alan Kwong)
- BRM Mobilier SAS (In Liquidation) v Yee Kok-Siong & Titans Genesis Limited [2019] HKCFI 1324 - application for Mareva/proprietary injunctions against second-level recipients of proceeds of an international fraud (as sole advocate)
- Biel Crystal (HK) Manufactory Limited v U-Borne Environmental Limited & Anor (HCA 1066/2020) - application for a proprietary injunction restraining the disposal of stolen confidential property (as sole advocate)
- Aireh Saban & Anor. v Hong Kong Anqinda Trading Co Limited (HCA 2038/2019) - application for Mareva/proprietary injunctions against direct recipients of proceeds of an international fraud (as sole advocate)
- Ko Yih Shyong & Ko Tong Shya v Cui Leilei (HCA 420/2019) - application for Mareva/proprietary injunctions against direct recipients of proceeds of an international fraud (as sole advocate)
- Protech Home Medical Corp. v Huasite Trade Co., Limited (HCA 797/2019) - application for Mareva/proprietary injunctions against direct recipients of proceeds of an international fraud (as sole advocate)

General Commercial

- Air Charter Service (HK) Ltd v 美拓国际物流(上海)有限公司 [2021] HKCFI 56, [2020] HKCFI 2863 - trial of a claim for breach of an air charter contract (as sole advocate)
- HEC Finance 03 Ltd v Chen Jiarong & Anor [2019] HKCFI 2840 - resisting summary judgment application to enforce a guarantee for a HK\$300 million loan, involving the legal issue of non-disclosure of unusual features/arrangements in the context of guarantee (led by Dr. William Wong SC, JP, with Mr. Martin Kok)
- Chan Kai Yan & Anor. v Leung Chi Kit & Ors [2019] HKCFI 1828 - resisting application for striking out the action on the ground of, *inter alia*, reflective loss (led by Dr. William Wong SC, JP, with Mr. Alan Kwong)
- Choi Lisa Mei Yin v Yau Pak Kin [2019] HKCA 812 - civil appeal against the finding of forgery (led by Ms. Audrey Eu SC, with Mr. Alan Kwong)
- Dickson Valora Group (Holdings) Co Ltd & Anor. v Fan Ji Qian [2019] HKCFI 2953 - resisting application for indemnity costs for a successful quasi-contractual anti-suit injunction (as sole advocate)
- Euro Search (Hong Kong) Ltd v Snow Lake Capital (HK) Ltd [2018] HKCFI 2292 - resisting application for indemnity costs (as sole advocate)
- Alpha Financial Press Ltd v Shanghai Dazhong Public Utilities (Group) Co, Ltd. [2020] HKCFI

1505 - resisting summary judgment application arising out of a contractual claim (as sole advocate)

- *Lam Lai Hung & Anor. v Wang Chien Wei* [2020] HKDC 1034 - application for summary judgment based on a share purchase agreement (as sole advocate).
- *Choi Chee Ming & Anor. v Leclecq Yu Mi* [2019] HKDC 414 - resisting application for discharging Warrant of Distress in a distraint action (as sole advocate)
- *Wee Ho v Civil Journalist Limited & Anor* (HCA 2852/2017) - resisting an application for further and better particulars in a defamation case (with Mr. Alan Kwong)
- *Chen Chuang Xin v Zhao Bin* (HCCT 59/2017) - application for charging order absolute over shares (as sole advocate)
- *Qunxing Paper Holdings Company Limited & Anor. v Stevenson, Wong & Co* (HCMP 3308/2014) - hearing of preliminary issues in respect of taxation proceedings (as sole advocate)

Scholarships and Awards

- SCLHK Scholarship (2018)
- Corpus Christi College Cambridge Postgraduate Law Prize (2017)
- Jessica Learmond-Criqui Prize for Labour Law (2015)
- Associateship of King's College (2015)

Publications, Lectures and Talks

- Contributing Annotator of The Annotated Ordinance Hong Kong: Broadcasting (Miscellaneous Provisions) Ordinance (Cap 391)
- "Minority Shareholders' Remedies: Jurisdictional Issues and Case Update" (2019) CPD Seminar (with Mr. Vincent Chiu)
- "Recent Updates on Company and Insolvency Law" (2018) CPD Seminar (with Look Chan Ho and Rosa Lee)
- "Property Litigation: Constructive Trust, Proprietary Estoppel, and Adverse Possession" (2019) CPD Seminar (with Mr. Alan Kwong)

Spoken Language

English, Mandarin and Cantonese