SELWYN YU SC's
CHAMBERS

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KELLY CHENG
鄭煦喬大律師

Year of Call
2020 (Hong Kong)
2025 (Greater Bay Area)

HKIArb Fellow (2026)
HKMAAL Accredited Mediator (2023)
PCLL, University of Hong Kong (2019)
LLB, University of Hong Kong (2018)

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PROFILE

Kelly is developing a broad criminal and civil practice with experience in handling matters involving commercial, company, insolvency, land, trusts and probate, employment, civil fraud, professional liability and discipline, personal injuries, insurance, family, arbitration/mediation and white-collar crime, to name but a few. She is a Patrick Yu Scholar and a contributing author to Archbold Hong Kong: Criminal Law and Procedure. She served pupillage with Mr. Ambrose Ho S.C., Mr. Martin Hui S.C., Mr. Mike Lui (now Mr. Mike Lui S.C.) and Mr. Isaac Chan.

Kelly has appeared as an advocate in the Court of Final Appeal, the Court of Appeal, the Court of First Instance, the District/Family Courts, the Magistrates' Courts and the Lands Tribunal, both in her own right and as a led junior. She also acts as a prosecutor on fiat for the Department of Justice, and accepts instructions from Legal Aid.

Prior to joining the private practice, Kelly served as a Public Prosecutor, and a Legal Trainee (Barrister) in Civil Division and Prosecutions Division at the Department of Justice, where she worked on public law and criminal cases.

Kelly is fluent in written and spoken English, Cantonese and Putonghua.

CURRENT APPOINTMENTS & PUBLIC OFFICE

HKSAR Government

- Member, Competition Commission (2026-present)
- Member, District Youth Community Building Committee, Central and Western (2025-present)
- Member, Appeal Board (Hotel and Guesthouse Accommodation) (2024-present)
- Member, Appeal Board (Clubs (Safety of Premises)) (2024-present)
- Member, Appeal Board (Bedspace Apartments) (2024-present)
- Adjudicator, Registration of Persons Tribunal (2023-present)

Hong Kong Bar Association

- Member/Assistant Secretary, Practice Committee on Mediation (2023-present)
- Member, Practice Committee on Criminal Law and Procedure (2023-present)
- Member, Standing Committee on Legal Education (2021-present)

Part-time Lecturer in Civil Advocacy, PCLL and Legal Research and Writing I & II, Department of Law, University of Hong Kong (2021-present)

Visiting Lecturer at Peking University Faculty of Law, "Common Law-Public Law Course", hosted jointly by Peking University and the Hong Kong Bar Association (2025-present)

Chair, Sir Edward Youde Scholars Association (2025-present)

SELECTED CASES

Company / Commercial Disputes

- Hang Heung Cake Shop Company Ltd
- ***Tasty Catering Group Ltd & Anor v Cheng Hung Kit & Ors*** - HCA 1130/2011 & HCA 1137/2011 (consolidated): acting for the 1st and 2nd plaintiffs (by Original Action) to among others restrain defendants as former directors/shareholders to act on behalf of the company and particularly to rectify Hang Heung Cake Shop Company Limited's register and other company records
- ***Hang Heung Cake Shop Company Ltd v Tsoi Chik Sang Lawrence & Anor*** - HCA 988/2004, HCA 989/2004, HCA 1075/2004 & HCA 1327/2013 (consolidated): commencing claims on behalf of Hang Heung Cake Shop Company Ltd concerning infringement of intellectual property rights, demand of outstanding money and loan payments, and breach of fiduciary duties

- ***Hang Heung Cake Shop Company Ltd v Cheng Hung Kit*** - HCIP 61/2020: acting for the plaintiff in successfully opposing and obtaining dismissal of the defendant's stay application, and secured summary judgment against the former director/shareholder for his infringement of Hang Heung's intellectual property rights
- ***Cheung Kong Property (Business Development) Ltd v Gold Brilliant Investment Ltd & Anor*** - [2026] 1 HKLRD 1135; HCA 280/2021: acting for the 1st defendant property developer in defending a breach of deed of right of first refusal claim involving the Homantin property development project with MTR
- ***E&P Global Holdings Limited v Cheung Keng Ching & Ors*** - HCA 706/2010: acting for one of the ex-directors of a listed company who admitted liability under *Carecraft* procedure to successfully defend the company's civil claim for fraud and negligence
- ***Industrial & Commercial Bank of China (Asia) Ltd v Interpro Manufacturing Ltd (in liquidation) & Ors v Chung Chi Man*** - HCMP 1619/2016: as sole advocate acting for the third party former financial controller in defending misrepresentation, breach of contract and/or tort of negligence claim involving complex financial instruments, including FX accumulator contracts, and raised issues of regulatory compliance under the SFC Code, HKMA Circulars, and the Banking Code
- ***Tsung Tsin Association & Anor v Lai Kwok Wai & Ors*** - CAMP 170/2022; HCA 516/2021: resisted an injunction application and subsequent leave to appeal applications concerning entry into school premises of Tsung Tsin Middle School and management of school affairs

Trusts / Probate

- ***Simply Power Ltd v Billy Chua & Ors*** - HCA 2452/2013: acting for Midland Realty in successfully defending a misrepresentation claim against estate agent and seller of industrial building
- ***Chan Lai Kam v Chan Lai Wah*** - CACV 555/2024; HCCA 2993/2022: as sole advocate acting for the person warning to strike out caveat and resist the appeal to Court of Appeal
- ***Tsim Pak Chung v Leung Wai Ming*** - HCCA 348/2025: as sole advocate acting for the person warning to successfully strike out caveat and resist the caveator's application to pass over the person warning as the administrator
- ***Chang-Heathcote, Darryl v Robin Lynn Burch*** - HCMP 2465/2023: as sole advocate representing the defendant regarding rectification of wills of deceased parents around the globe
- ***Lin Tsz Yau v Lin Chin Chung*** - HCMP 72/2023: as sole advocate acting for the son in seeking relief order against the father as an executor, and to furnish account of the estate etc.

Civil Fraud / Asset Recovery

- ***Hong Kong Chu Hai College Ltd v Yip Kam Chun & Ors*** - HCA 988/2026: as sole advocate acting for the plaintiff to trace and recover the misappropriated sum of over HK$40 million from its former financial controller and associates and obtained various injunctive relief

- ***Lim Woojung v Unknown Persons*** - HCA 2337/2025: as sole advocate acting for the plaintiff to trace and recover the stolen cryptocurrencies from unknown fraudsters
- ***Tsang Li Nor v Tau Limited & Ors*** - DCCJ 1865/2026: as sole advocate acting for the plaintiff to seek pre-action recovery against third party banks as well as trace and recover the stolen invested sum in relation to London Gold

Arbitration

· HKIAC Rules – high-profile dispute regarding the enforcement of a net profit guarantee clause in the Share Transfer Agreements involving a repurchase price of RMB950,000,000

· 2013 UNCITRAL Arbitration Rules – acting for a listed PRC company in a contractual dispute involving over USD85 million

· HKIAC Rules – acting for a company registered in Taiwan in an investment dispute concerning bond principal in the sum of around USD12,000,000 and default damages in the amount of USD2,800,000

- ***COG v ES*** - HCMP 172/2022: in relation to the enforcement of arbitral award

Matrimonial

- ***KM v KI*** - FCMC 17071/2013: acting for the respondent in seeking upward variation of monthly amounts paid by the petitioner by way of a Consent Order years ago
- ***LCTD v CKMC*** - FCMC 6340/2018: acting for the four interveners in a 8-day trial regarding trusts over two Hong Kong companies' shares

Criminal Law

- ***HKSAR v Li Qingbin*** - (2025) 28 HKCFAR 270; FACC7/2024: acting for the defendant to appeal against his convictions, a landmark case establishing key principles under the Immigration Ordinance (Cap.115)
- ***HKSAR v Chung Wai Ching*** - HCCC 71/2024: acting for the defendant in a 9-day jury trial on charges of trafficking in dangerous drugs (involving over 3.8 kg of "ICE") via parcel delivery, resulting in acquittal
- ***HKSAR v Chan Wong & Anor*** - HCMA 314/2022: acting for the 2nd defendant to appeal against both conviction and sentence re two counts of aiding and abetting the 1st defendant in practising dentistry within Hong Kong whilst not being a registered dentist
- ***HKSAR v Huang Bingyi*** - HCMA 390/2025: acting for the appellant in challenging both conviction and sentence on multiple immigration offences, specifically the use of false travel documents and making false statements to immigration officers to appeal against both conviction and sentence
- ***HKSAR v Yeung Hoi Chun*** - CACC 135/2024: acting for the defendant to appeal against sentence in a telephone fraud case and had his sentence reduced
- ***HKSAR v Yuen Chi Ping & Ors*** - DCCC 469/2022: acting for the 1st defendant (CEO of a listed company) concerning alleged breaches of the Listing Rules and had all the 6 fraud-related charges

against him dismissed, with a costs order granted in favour of the 1st defendant

- ***HKSAR v Pei Hongying*** - DCCC 603/2025: as sole advocate acting for the defendant in a contested 6-day trial on 2 charges of dealing with proceeds of crime
- ***HKSAR v Chiu Yuen Ting*** - DCCC 435/2026: as sole advocate acting for the defendant regarding one charge of perverting the course of justice
- ***HKSAR v Li Yin, Renee*** - ESCC 1151/2022: defending the accused, an insured party, on 4 charges of conspiracy to defraud charges in relation to an insurance fraud
- ***HKSAR v Gao Yanling*** - KCCC 1107/2025: successfully secured the defendant's acquittal on a money laundering charge arising from a love scam

Others

- ***Haden, Francis William v Leighton Contractors (Asia) Ltd*** - [2022] 1 HKLRD 995; [2022] HKDC 423, 823: acting for the respondent in successfully defending a race discrimination claim, with references to "gweilo" in workplace; and obtained adverse cost order against the losing applicant
- ***Zurich Insurance Company Ltd v Yeung Sing Hai*** - HCMP 1143/2023: as sole advocate acting for insurance company to avoid the private motor vehicle insurance policy under s.10(3) of the Motor Vehicles Insurance (Third Party Risks) Ordinance (Cap.272)
- ***Mok Ching Ha v Wong Yik Lung and/or his administrator(s), executor(s) and assign(s)*** - DCMP 3740/2022: as sole advocate sought compensation upon the Government's land resumption