

Defending Claims That an Asset Was Sold Below Value

Practice areas: Financial remedy · Contested proceedings · FDA · FDR

Jurisdiction: England & Wales

Details have been anonymised to protect privacy.

Summary

In this contested financial case, SKB Law successfully defended allegations that a matrimonial asset had been sold below market value. The court accepted our position, made no financial adjustment against our client, and allowed the case to proceed based on the true value of the asset pool.

The Challenge

Court proceedings were started on the basis that a property or asset had supposedly been sold at an undervalue. If the court had accepted this, it could have had a serious impact on the final financial outcome.

During the hearings, the judge made it clear that this was not a straightforward “needs” case. Instead, the focus was on each party’s contributions and whether the alleged sale had genuinely disadvantaged the other party.

The SKB Way

We focused on keeping the issues clear and evidence-based.

We:

- Carefully reviewed the transaction and surrounding paperwork
- Looked closely at how the asset had been valued
- Explained to the court why the sale was reasonable
- Structured our arguments around the legal factors the court must consider

This helped keep the case grounded in facts rather than assumptions.

Outcome

- The court accepted that the asset had not been sold below value
- No financial penalty or adjustment was made
- The case moved forward on the correct financial footing

What This Case Shows

- Allegations about asset sales need solid evidence
- Judges will focus on the real facts, not just suspicion
- Clear preparation can make a decisive difference

If concerns have been raised about how assets were dealt with before divorce, speak to SKB Law for clear advice.