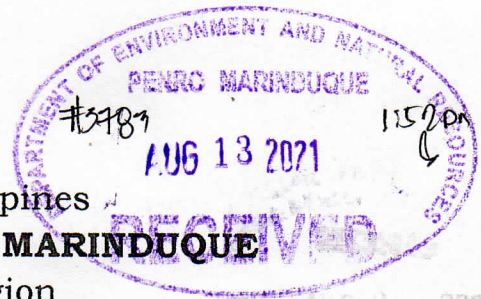


Republic of the Philippines
REGIONAL TRIAL COURT OF MARINDUQUE
Fourth Judicial Region
Branch 94
Boac



PEOPLE OF THE PHILIPPINES,
Plaintiff,

CRIMINAL CASE NO. 37-21
(Appealed Case – MTC Mogpog
Crim. Case No. 2019-15)

-versus-

-for-

ERANIO JANDA (*Accused-Appellant*),
FRANCISCO MANSALAPUS SR.

**VIOLATION OF SEC. 69
OF P.D. 705**

X-----X

RESOLUTION

For consideration is the Motion for Reconsideration filed by the prosecution.

The prosecution may have overlooked the fact that accused was *acquitted* in the assailed decision of this Court. Thus, as mandated by the Constitution, statutes and jurisprudence, an acquittal is final and unappealable on the ground of double jeopardy.¹ Also, a judgment of acquittal is immediately executory upon its promulgation.² Thus, the remedy filed by the State is not proper.

In view of the foregoing, the instant motion is hereby **DENIED.**

SO ORDERED.

Boac, Marinduque, August 2, 2021.


ANTONINA M. CALDERON-MAGTURO
Presiding Judge