

GONZALO ACAYEN, PETITIONER, VS. HON. LORENZA R. BORDIOS, AS PRESIDING JUDGE OF THE REGIONAL TRIAL COURT OF CALOOCAN CITY, BRANCH 126, THE HEIRS OF ALLAN BACAYCAY AND PEOPLE OF T...

Ponente: DE GUIA-SALVADOR, R., J.

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DE GUIA-SALVADOR, R., J.:

By Resolution,[1] dated January 15, 2014, the Court granted petitioner's motion for reconsideration of the Court's August 28, 2013 Resolution[2] of dismissal, reinstated the instant petition, and directed private respondents to file comment thereon within ten (10) days from notice and petitioner, a reply within five (5) days from receipt of respondents' comment.

By Resolution[3] dated February 18, 2014, the Court noted the return of copy of the January 15, 2014 Resolution that was sent to respondents Heirs of Allan Bacaycay with postal notation "RTS-Unknown", and required petitioner to submit said respondents' present address within five (5) days from notice.

In its March 18, 2014 Resolution,[4] the Court noted and granted petitioner's counsel's March 14, 2014 Ex-Parte Manifestation with Motion[5] praying for an extension of thirty (30) days from March 14, 2014 or until April 13, 2014 within which to comply with the February 18, 2014 Resolution.

On May 19, 2014, the Court's CMIS verification reported[6] that no compliance with the foregoing Resolution had yet been filed by petitioner.

WHEREFORE, for petitioner's failure to comply with the Court's February 18, 2014 and March 18, 2014 Resolutions, the instant petition for certiorari is accordingly DISMISSED pursuant to Section 3,[7] Rule 46 of the 1997 Rules of Civil Procedure.

SO ORDERED.

Garcia, R.R., and Bueser, D.Q., JJ., concur.

[1] Rollo, pp. 95-96.

[2] Ibid., pp. 59-60.

[3] Ibid., p. 99.

[4] Ibid., p. 103.

[5] Ibid., pp. 100-101.

[6] Ibid., p. 103.

[7] “Section 3. Contents and filing of petition; effect of non-compliance with requirements.-- The petition shall contain the full names and actual addresses of all the petitioners and respondents, x x x.

The failure of petitioner to comply with any of the foregoing requirements shall be sufficient ground for the dismissal of the petition.”

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