

NICASIO SALONGA Y RODRIGUEZ, PETITIONER, VS. DIRECTOR OF PRISONS, RESPONDENTS

G.R. No. L-981. October 24, 1946

Ponente: HILADO, J.

Read online (full-text search, related cases, audio case brief): <https://batas.org/library/4fad0babb655/>

HILADO, J.:

To the petition of Nicasio Salonga y Rodriguez for the writ of habeas corpus, the Director of Prisons filed his return wherein, while agreeing with petitioner's contention that the judgment of the Court of Special and Exclusive Criminal Jurisdiction of April 28, 1944, is null and void, said respondent asserts that petitioner's detention is valid under commitments Nos. 2 and 3 mentioned in the return. Commitment No. 2 is based upon a judgment, dated May 11, 1944, of the Court of First Instance of Manila in Criminal Case No. 4947 of said court, rendered during the Japanese occupation of the Philippines, and commitment No. 3 is based upon a judgment of the Court of First Instance of Bulacan in Criminal Case No. 371 of said court dated August 7, 1946.

Petitioner expressly states in his petition that he does not question the validity of the decision in Criminal Case No. 4947, nor that in Criminal Case No. 371.

The writer would hold a different view as regards the judgment in said Criminal Case No. 4947. But a majority of the Court hold that said judgment is valid, no less than that rendered in Criminal Case No. 371.

As alleged in the return of respondent, and pursuant to the computation contained in paragraph IV thereof, we find that, eliminating commitment No. 1 under the judgment of the Court of Special and exclusive Criminal Jurisdiction, petitioner was convicted under the two other commitments to a total of 1 year, 6 months and 1 day of imprisonment, against this total there should be credited to him the time served as well as that constituting allowances in his favor for good conduct. From said paragraph IV of the return, it appears that as of the date of the computation therein made, petitioner had yet to serve 6 months and 14 days of imprisonment.

The petition is, therefore, denied, with costs to petitioner.

SO ORDERED.

Moran, C.J., Paras, Feria, Pablo, Perfecto, Bengzon, Briones, Padilla, and Tuason, JJ., concur.

Hontiveros, J., took no part.

ABOUT BATAS.ORG

Study smarter at BATAS.org

The Philippine bar review and law-school companion built around how your brain actually remembers.

The complete Philippine law library - free for everyone.

More than 100,000 Supreme Court decisions, Republic Acts, and executive issuances - full-text searchable, browsable by category and year, and always free. No paywall, no login. This PDF came from it.

Audio case-brief lectures.

Any decision becomes a podcast-style lecture - facts, issues, ruling, and doctrine - with read-along highlighting and a hands-free presentation mode. Study while commuting, working out, or resting your eyes.

Bar review built on the science of memory.

Complete, sequenced courses for all eight bar subjects, narrated like podcasts and reinforced with retrieval practice and spaced review - the study techniques with the strongest evidence behind them.

The full law-school curriculum.

One subscription unlocks the entire J.D. curriculum - every subject, every lesson, with your progress tracked down to the paragraph so you can pick up exactly where you left off, on any device.

Mock exams that tell you where you stand.

Timed multiple-choice exams graded instantly, with per-subject score breakdowns and focus suggestions that point you at your weakest topics first.

A study planner that keeps you on pace.

Set your schedule and BATAS tells you every day whether you are on track for bar day - and exactly which lesson to take next.

Start free at <https://batas.org>

The law library is free forever - and your first lesson is one click away.

The text of this document is an official public record and remains in the public domain. Formatting, presentation, and compilation © 2026 batas.org.

Downloaded free from the batas.org Law Library. Share it freely - the library is free for every law student, bar reviewee, and practitioner.