

**MACHINERY AND ENGINEERING SUPPLIES, INC., PETITIONER, VS.
THE HON. JUAN R. LIWAG, JUDGE OF THE COURT OF THE FIRST
INSTANCE OF LEGASPI CITY, RESPONDENT.**

G.R. No. L-5135. September 08, 1953

Ponente: JUGO, J.

Read online (full-text search, related cases, audio case brief): <https://batas.org/library/57f23dd40f04/>

JUGO, J.:

It appearing that the Court of First Instance of Albay issued an order on August 9, 1951, dismissing the case entitled Machinery & Engineering Supplies, Incorporated vs. The Municipal Judge Alfredo S. Rebuena, No. 584 if said court, copy of which order was received by the plaintiff (herein petitioner) on August 14, 1951; that on August 16, 1951, the petitioner filed a motion for reconsideration of said order which was denied by the Court of First Instance of Albay on August 25, 1951, copy of which resolution of denial was received by the petitioner on September 3, 1951; and that the order of dismissal being of a final and not interlocutory character, the petitioner should have appealed within the period of thirty days from receipt of notice but has not done so, even assuming that the petitioner's motion for reconsideration suspended the period of appeal.

The petition for certiorari is hereby dismissed without costs. So ordered.

Paras, C.J., Pablo, Bengzon, Padilla, Tuason, Montemayor, Reyes, Bautista Angelo and Labrador, JJ., concur.

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.