

AVELINO ANGELES, PETITIONER, V. PEOPLE OF THE PHILIPPINES, RESPONDENT.

Ponente: TOLENTINO, A.G., J.

Read online (full-text search, related cases, audio case brief): <https://batas.org/library/c70468f07326/>

TOLENTINO, A.G., J.:

Before this Court is the petitioner's Motion For Reconsideration of the Decision Promulgated on February 28, 2014.[1]

The petitioner seeks the reconsideration of our Decision, which dismissed his Petition for Review and affirmed the decision of the Regional Trial Court of Naic, Cavite, Branch 15 finding him guilty beyond reasonable doubt of the crime of acts of lasciviousness.

The petitioner's motion must fail.

First, contrary to the petitioner's allegation that he received a copy of our Decision on March 13, 2014, the Registry Return Card[2] plainly reveals that his counsel received the said Decision on March 12, 2014. Thus, the petitioner had fifteen (15) days from notice thereof or until March 27, 2014 to file his motion for reconsideration. However, the petitioner filed the instant motion on March 28, 2014 or a day late. This is clearly violative of Section 1, Rule 52 of the 1997 Rules of Civil Procedure, as amended, which provides:

“Section 1. Period for filing. — A party may file a motion for reconsideration of a judgment or final resolution within fifteen (15) days from notice thereof, with proof of service on the adverse party.”

Second, even if we brush aside the above technical lapse, a careful examination of the motion reveals that the arguments raised therein are a mere rehash of the arguments previously found and raised in the Petition for Review, which have already been fully considered and passed upon by this Court. It must be stressed that discussing each and every issue and/or argument all over again would be a useless ritual, which will surely waste this Court's time, effort, and resources. Hence, in the absence of any new and substantial argument, this Court finds no cogent reason to reverse, modify or reconsider our Decision.

WHEREFORE, in view of the above premises, the instant Motion For Reconsideration of the Decision Promulgated on February 28, 2014 is DENIED.

SO ORDERED.

Sorongon[*] and Inting,**] JJ., concur.

[*] Vice Justice Ricardo R. Rosario, per Raffle conducted on May 5, 2014.

[**] Vice Justice Leoncia R. Dimagiba, per Raffle conducted on May 5, 2014.

[1] Rollo, pp. 96-102.

[2] Rollo, p. 86 (dorsal portion).

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.