

EL PUEBLO DE FILIPINAS, QUERELLANTE Y APELADO CONTRA PATRICIO CABELLON, ACUSADOY APELANTE.

G.R. No. L-2125. January 12, 1952

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PABLO, M.:

1. TRAICION; LA DEFENSA DE HABER SIDO GUERRILLERO.—Como defensa, el acusado declaro que nunca ha trabajado en favor de los japoneses ni ha sido nunca espia de los mismos. Antes de la invasion era miembro de la constabularia y durante la ocupacion japonesa era un sargento de los guerrilleros. Se declara: Ques estas declaraciones no son incompatibles con las pruebas de la acusacion. Se refieren a un periodo de tiempo anterior. El acusado, aunque fue guerrillero como reclamo, cambio de opinion, sin embargo, en los ultimos dias de la ocupacion japonesa; abandono la causa de sus compañeros y se alio a las hordas japonesas sirviendo a ellas como espia. Habra creido la cantinela de que ya no volverian los americanos.

Paras, Pres., Bengzon, Padilla, Tuason, Montemayor, Reyes, y Jugo, MM., estan conformes.

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