CHIYE MAGATINGE, PETITIONER, VS. LA ELECTRICISTA, RESPONDENT.

G.R. No. 1128. April 29, 1903

Ponente: LADD, J.

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LADD, J.:

The defendant demurred to the complaint, and while the demurrer was still pending filed an answer. These two pleadings can not stand together. The effect of the filing of the answer was to supersede the demurrer. The motion to strike out the demurrer should be granted. So ordered.

Arellano, C. J,, Torres, Cooper, Willard, and Mapa, JJ., concur.

McDonough, J., did not sit in this case.

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