

FELICIDAD BUSTAMANTE ET AL., PLAINTIFFS AND APPELLANTS, VS. CRISTOBAL BUSTAMANTE, DEFENDANT AND APPELLEE.

G.R. No. 3009. December 04, 1906

Ponente: WILLARD, J.

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WILLARD, J.:

Judgment was rendered in the court below in favor of the defendant. Plaintiffs excepted to the judgment, moved for a new trial on the ground that it was not justified by the evidence, and, that having been denied, they excepted, a bill of exceptions was signed and filed and has been sent to this court. The appellants have not caused the evidence which was taken in the court below to be sent here but they filed a brief, asked that the case be placed upon the calendar, and it has been submitted for decision. Under these circumstances we can not review the evidence, and the only question is whether, assuming that all the facts stated in the decision of the court below are true, they justify the judgment in favor of the defendant.

An examination of such decision will show that the judgment was fully justified by the facts therein stated. That judgment is accordingly affirmed, with the costs of this instance against the appellants.

After the expiration of twenty days let judgment be entered in accordance herewith, and ten days thereafter the case be returned to the lower court for execution. So ordered.

Arellano, C. J., Torres, Mapa, Carson, and Tracey, JJ., concur.

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