

UNITED STATES VS. SIMPLICIO DALE, TEODORICO MARICUT, ATANACIO SUNGA, RUFINO MAPILISAN.

G.R. No. 3336. March 16, 1908

Ponente: JOHNSON, J.

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JOHNSON, J.:

ROBBERY AND ASSAULT "EN CUADRILLA."—From the Court of First Instance of Pampanga. Evidence held to fully justify the conviction of the accused. Judgment affirmed.

Per Johnson, J.

For appellants: Perfecto Salas.

For appellee: Attorney-General Araneta.

DECISION

These defendants were charged with the crime "de robo y asalto en cuadrilla", in the Court of First Instance of the Province of Pampanga. Simplicio Dale had not been arrested at the time of the trial of the other said defendants. The rest of the defendants were duly arrested and tried by said court, each found guilty of the crime charged in said complaint in accordance with the provisions of paragraph 5 of article 503 in its relation with articles 504 and 505 of the Penal Code and were sentenced to be imprisoned for a period of nine years of presidio mayor, with the accessory penalty of Article 57 of said code, to return to the offended persons the property robbed or to indemnify them in the sum of P26.15, and each to pay one-third part of the costs. From that sentence the defendants appealed to this court.

An examination of the record fully justifies the findings of facts made by the lower court and the penalty imposed by the same. The sentence appealed from is therefore hereby affirmed with costs.

It is so ordered.

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