

VICENTA GARCIA L.A Y OTRA, DERNANDANTES Y APELANTES, VS. EUGENIO SALVADOR Y GREGORIO SALVADOR, DEMANDADOS Y APELADOS.

G.R. No. 33496. December 05, 1931

Ponente: VILLA-REAL, J.

Read online (full-text search, related cases, audio case brief): <https://batas.org/library/g-r-no-33496/>

VILLA-REAL, J.:

Tratase de una apelacion interpuesta por Vicenta Garcia l.a y Vicenta Garcia 2.a contra la sentencia del Juagado de Primera Instancia de Ilocos Sur, cuya parte dispositiva es la siguiente:

Por todo lo expuestom se dicta sentencia absolviendo a los demandados de la demanda respecto a las parcelas (b) y (c) . Se declara que las demandantes son las duenas de la parcela letra (a), excepto una porcion en forma rectangular que mide por un lado 131 metroe, y por otro lado 18 metros, y que aparece mas claramente indicada en el croquis Exh. "1". Se ordena a los demanuados entreguen la posesion de toda la parcela letra (a), excepto la porcion declarada de la propiedad de ellos. Sin costas.

Asi se ordena.

En apoyo de su apelacion las apelantes señales los siguientes supuestos errores como cometidos por el Tribunal a quo en su sentencia, a sabers

- The trial court erred in holding that a certain portion of parcel (a), 131 meters by 18 meters, pertains to the defendants and that said portion had been in their possession up to the year 1923.
- The trial court erred in not declaring the plaintiffs owners of parcel (c) and the house thereon and in absolving the defendants with respect thereto.
- The trial court erred in failing to render judgment on the second cause of action and in not granting the plaintiffs their damages.
- The trial court erred in not granting plaintiffs' motion for new trial.

Como se ve, las apelantes no buscitan en su alegato mas que cuestiones de hecho.

Si bien las pruebas aportadas tanto por las demandantes como por los demandados son en extremo contradictorias, sin embargo la preponderancia de los hechos probatorios milita a favor de los demandados y en centra tie las demandantes y justifican plensmente las conclusiones de hechos sentadas por el Tribunal a quo en su sentencia, las cuales las hacemos nuestras para los fines de esta decision.

En su virtud, no encontrando ningun error en la sentencia apeladat la confirmamos en todas sue partes, con las costas a las apelantes.

Transcurridos diez dias desde la promulgacion de esta decision, dictese sentencia a tenor de lo resuelto, y, a los cinco de dictada, devuelvase la causa al Juzgado de su procedencia.

Asi se ordena.

Avanceña, Johnson, Villamor, and Ostrand, concur.

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.