

GREGORIO DE LA CRUZ, PLAINTIFF AND APPELLEE, VS. CLEMENTE VICTORIO, DEFENDANT AND APPELLANT.

G. R. No. 39428. May 03, 1934

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J. STEVENS-ACTING CLERK OF COURT

This court having regularly acquired jurisdiction for the trial of the above-entitled cause submitted by both parties for decision, after consideration thereof by the Court upon the record, its decision and order for the judgment having been filed on the _____16th_____ day of _____April_____, A. D. nineteen hundred and _____thirty-four_____;

By virtue thereof it is hereby adjudged and decreed that the order of the Court of the First Instance of _____Nueva Ecija_____, dated the _____5th_____ day of _____January_____, nineteen hundred and _____thirty-three_____, and from which the above-entitled appeal was taken, be, and the same is hereby, affirmed with the sole modification that the contract entered into by the plaintiff and the defendant is understood to be rescinded, the former to return to the latter the P150.00 which he received from the defendant, with interest at 6% per annum, from the date of its receipt until it is returned, and the latter to return to the former the land sold with its fruits from the time he took possession of the same until it is returned, without special pronouncement as to costs.

It is further ordered that __xx____xx____xx____xx____xx recover from xx____xx____xx____ the sum of P __xx____xx, as costs.

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