

THE UNITED STATES, PLAINTIFF AND APPELLEE, VS. MARIANO ALEJANDRO, FELICIANO ORIN, AND PABLO RAÑA, DEFENDANTS.—PABLO RAÑA, APPELLANT.

G.R. No. 4746. December 14, 1908

Ponente: TORRES, J.

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TORRES, J.:

ROBBERY; AGGRAVATING CIRCUMSTANCES; SUFFICIENCY OF PROOF.—From the Court of First Instance of Tarlac. Llorente, J,

Defendants were convicted of having gone to the house of one Bernardino Leyno in the nighttime, and there by means of force and violence robbed him and his family of money and goods, and were sentenced to eight years of presidio mayor with accessories and to the payment of indemnity. Evidence supporting the alibi set up by the defense insufficient to overcome the positive identification of the accused by the injured parties to whom they were well known. Judgment affirmed, and, owing to aggravating circumstances, penalty increased to ten years.

For appellant: J. Rodriguez Serra.

For appellee: Attorney-General Villamor.

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