THE UNITED STATES, PLAINTIFF AND APPELLEE, VS. MIGUEL VILLAREAL, DEFENDANT AND APPELLANT.

G.R. No. 5119. September 02, 1909

Ponente: ARELLANO, C.J.

Read online (full-text search, related cases, audio case brief): https://batas.org/library/g-r-no-5119/

ARELLANO, C.J.:

HOMICIDE; ROBBERY; ARTICLE 11, PENAL CODE. — From the court of First Instance of Manila.

Defendant was charged with homicide, with the aggravating circumstances of nocturnity, having killed a man while the latter was preventing him from commiting a robbery. The court below counterbalanced the aggravating circumstances of article 11, Penal Code, and sentenced the defendant to twelve years and one day of reclusion. Held: That when two circumstances are so balanced, the penalty should be imposed in its medium degree, as provided in rule 4, article 81 of the code; but as article 11 can not be considered in the crime of robbery, the proper penalty is twenty years of reclusion, with accessories and indemnity, and the judgment is so modified.

Per Arellano, C.J.
For appellant: Cayetano Hipolito.
For appellee: Solocitor-General Harvey.

Turn this case into an audio lecture - facts, issues, ruling and doctrine - at batas.org

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.