

**ESTELITA GRAVADOR, PETITIONER, VS. HON. JESUS M. ELBINIAS, AS
PRESIDING JUDGE OF THE COURT OF FIRST INSTANCE OF
BULACAN, BRANCH V, MARIANO MANUEL AND GREGORIO
ESPIRITU, RESPONDE...**

G.R. No. 57131. November 29, 1983

Ponente: CONCEPCION, JR., J.

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CONCEPCION, JR., J.:

This is a petition for review on certiorari of the orders issued by the respondent judge on November 7, 1980 and May 14, 1981, in Civil Case No. SM-1081 of the Court of First Instance of Bulacan, entitled: "Mariano Manuel and Gregorio Espiritu, petitioners, versus The Hon. Nicasio V. Bartolome, etc., et al., respondents," which nullified all the pro-ceedings in the Municipal Court of Sta. Maria, Bulacan, including the decisions and writs of execution issued in Civil Case Nos. 337 and 338 of said court, entitled: "Estelita Gravador, plaintiff, versus Mariano Manuel, defendant," and Estelita Gravador, plaintiff, versus Gregorio Espiritu, defendant," respectively, and dismissed said Civil Case Nos. 337 and 338.

After this case had been submitted for decision, or on August 3, 1983, the parties, assisted by their counsel, submitted a compromise agreement to terminate this case, which reads, as follows:

"COMPROMISE AGREEMENT

COME NOW the petitioner and private respon-dents, assisted by their respective counsel, and to this Honorable Supreme Court respectfully manifest and submit the following Compromise Agreement:

1. That petitioner and private respondents desire to end their long-drawn controversy arising from, and involving, the land in liti-gation, and to restore their old relations.
2. That for the purpose of achieving peace and termination of this litigation, pri-vate respondents are relinquishing the possession of the land subject matter of this case in favor of petitioner, Estelita Gravador, as in fact, private respondents had already vacated the land, and they are recognizing the ownership of said petitioner, including her right of possession, over the same.
3. That petitioner, in turn, and as a ma-nifestation of goodwill to the private respondents, had compensated them for whatever damages, claims or improvements they introduced in the land, to the full satisfaction of said private respondents.
4. That in view of the settlement arrived at by petitioner and private respondents, they agree to file, jointly, with this Honorable Court, a petition in the form of a Compromise Agreement, to render judgment in accordance herewith.

WHEREFORE, petitioner and private respon-dents respectfully pray that the foregoing Compromise Agreement be approved.

Sta. Maria, Bulacan, August 3, 1983.

(Sgd.) ESTELITA GRAVADOR

Petitioner

Assisted by:

(Sgd.) NELLY M. AQUINO

Counsel for the Petitioner

227 Palanan, Valenzuela

Metro Manila

(Sgd.) MARIANO MANUEL (Sgd.) GREGORIO ESPIRITU

Private Respondent Private Respondent

A s s i s t e d b y:

(Sgd.) EUSTAQUIO F. EVANGELISTA

Counsel for the Private Respondents

105 Gen. Luna St.

Poblacion, Sta. Maria

Bulacan"

WHEREFORE, the above compromise agreement not being contrary to law, morals, and public policy, is hereby APPROVED. Judgment is consequently rendered in accordance therewith and the parties are enjoined to comply with, and abide by, its terms and conditions.

SO ORDERED.

Makasiar, (Chairman), Aquino, Guerrero, Abad Santos, De Castro, and Escolin, JJ., concur.

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