

3 Phil. 436

[G.R. No. 1560. March 21, 1904]

**THE UNITED STATES, COMPLAINANT AND APPELLEE, VS. BERNABE GOMEZ,
DEFENDANT AND APPELLANT.**

D E C I S I O N

WILLARD, J.:

The defendant was charged with the falsification of a vehicle license and was convicted of the offense of using the altered license in court, knowing that it had been changed.

The altered license was presented at the trial of a criminal case in the municipal court of Manila for the purpose of showing that this defendant had a license for the vehicle. But there is no evidence in this case that the defendant here was a party to the criminal case in the municipal court. On the contrary it seems that the defendant in that case was the cochero of this defendant. Nor is there any evidence that the defendant in this case was present at the trial in the municipal court or ever took any part therein or ever saw the license in its original or altered form or knew that it had been altered or ever authorized anyone to present the altered license in the trial before the municipal court.

The judgment of the court below is reversed and the defendant acquitted with costs *de oficio*.

Arellano, C, J., Torres, Cooper, Mapa, and McDonough, JJ., concur.

Johnson, J., did not sit in this case.

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