

Republic of the Philippines
SANDIGANBAYAN
Quezon City

Second Division

The People of the Philippines,
Plaintiff,

Crim. Cases Nos. SB-18-CRM-0381 &
SB-18-CRM-0382

For: Violation of Section 8,
R.A. No. 6713

-versus-

Nur-Ana Indanan Sahidulla and
Abdulwahid Omar Sahidulla,
Accused.

Promulgated:

February 12, 2019

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DECISION

HERRERA, JR., J.:

Accused NUR-ANA INDANAN SAHIDULLA (Accused Nur-Ana Indanan, for short) and ABDULWAHID OMAR SAHIDULLA (Accused Abdulwahid Omar, for short) are jointly charged before this Court, as follows:

a) In Criminal Case No. SB-18-CRM-0381, with ***Violation of Section 8***, in relation to ***Section 11, of Republic Act (R.A.) No. 6713***, also known as the ***Code of Conduct And Ethical Standards For Public Officials And Employees***, under an ***Information*** dated January 24, 2018, the accusatory portion of which reads:

“That on or about 4 June 2010, or sometime prior or subsequent thereto, in the Province of Sulu, Philippines, and within the jurisdiction of this Honorable Court, accused **NUR-ANA INDANAN SAHIDULLA** and her spouse **ABDULWAHID OMAR SAHIDULLA**, both high-ranking public officers, being then the Vice-Governor of the Province of Sulu and then the Municipal Mayor of Banguingui, Sulu, respectively, and as such had the obligation to accomplish, submit or file a complete and truthful declaration, under oath, of all their assets, liabilities, net worth and financial or

C. Herrera, Jr.

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business interests, including those of the spouse, and unmarried children under 18 years of age living their households, committing the crime in relation to office and in utter disregard of their official obligations, did then and there willfully, unlawfully and criminally omit or fail to declare under oath the following properties:

- (1) Toyota Hilux with Plate No. ZFH 106;
- (2) Mitsubishi L200 Strada with Plate No. LFY 536; and
- (3) a parcel of land covered under TCT No. T-221328, with an area of 1,500 square meters and located in Baliwasan, Zamboanga City;

in their sworn Joint Statement of Assets; Liabilities, and Net Worth with Disclosure of Business Interest and Financial Connections and Identification of Relatives in the Government Service (SALN) for the year 2009, as required of every public officer under the law, to the damage and prejudice of the public interest.

CONTRARY TO LAW.”

-and-

b) In Criminal Case No. SB-18-CRM-0382, with the crime of **Perjury**, defined and penalized under **Article 183 of the Revised Penal Code (RPC)**, under an **Information** also dated January 24, 2018, the accusatory portion of which reads:

“That on or about 4 June 2010, or sometime prior or subsequent thereto, in Parañaque City, Philippines, and within the jurisdiction of this Honorable Court, accused **NUR-ANA INDANAN SAHIDULLA** and her spouse **ABDULWAHID OMAR SAHIDULLA**, both high-ranking public officers, being then the Vice-Governor of the Province of Sulu and then the Municipal Mayor of Banguingui, Sulu, respectively, while in the performance of their respective administrative or official duties, committing the offense in relation to office and taking advantage thereof, did then and there willfully, unlawfully and feloniously make a false statement upon a material matter in their sworn Joint Statement of Assets, Liabilities and Net Worth with Disclosure of Business Interest and Financial Connections and Identification of Relatives in the Government Service (SALN) for the year 2009, subscribed under oath before a competent person authorized to administer oaths, when they made it appear therein that they did not own the following properties:

- (1) Toyota Hilux with Plate No. ZFH 106;
- (2) Mitsubishi L200 Strada with Plate No. LFY 536; and
- (3) a parcel of land covered under TCT No. T-221328, with an area of 1,500 square meters and located in Baliwasan, Zamboanga City;

when in truth and in fact as the said accused very well knew that the said statement was false as they owned the same properties, thereby making a willful and deliberate assertion of falsehood in a sworn statement required to be filed under Section 7 of Republic Act No. 3019 and Section 8 of Republic Act No. 6713, to the damage and prejudice of the public interest.

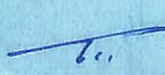


CONTRARY TO LAW.”

When these cases were called today, the two (2) accused, Nur-Ana Indanan and Abdulwahid Omar, through their respective counsels, moved that they be allowed to withdraw their earlier plea of not guilty to the charges, and that they be re-arraigned. Since the prosecution did not interpose any objection, the Court granted the motion.

Upon being re-arraigned in both Criminal Cases Nos. SB-18-CRM-0381 and 0382, the two (2) accused, Nur-Ana Indanan and Abdulwahid Omar, through counsels, manifested that they are waiving the reading of the **Informations**, that they understand the nature and cause of the charges against them, and that they are pleading guilty to the offenses charged.

WHEREFORE, premises considered, judgment is hereby rendered, as follows:

- 1) In Criminal Case No. SB-18-CRM-0381, the Court finds accused Nur-Ana Indanan Sahidulla and Abdulwahid Omar Sahidulla guilty beyond reasonable doubt of **Violation of Section 8, in relation to Section 11, of Republic Act (R.A.) No. 6713, or the Code Of Conduct And Ethical Standards For Public Officials And Employees**, as charged in the **Information** dated January 24,

2018. They are hereby sentenced to each pay a fine of Five Thousand Pesos (P5,000.00);

-and-

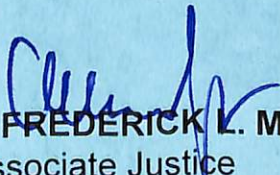
2) In Criminal Case No. SB-18-CRM-0382, the Court finds accused Nur-Ana Indanan Sahidulla and Abdulwahid Omar Sahidulla guilty beyond reasonable doubt of the crime of **Perjury**, defined and penalized under **Article 187 of the Revised Penal Code**, as charged in the **Information** also dated January 24, 2018. They are hereby sentenced each to suffer the penalty of two (2) months of *arresto mayor*, as minimum, to one (1) year and one (1) day of *prision correccional*, as maximum.

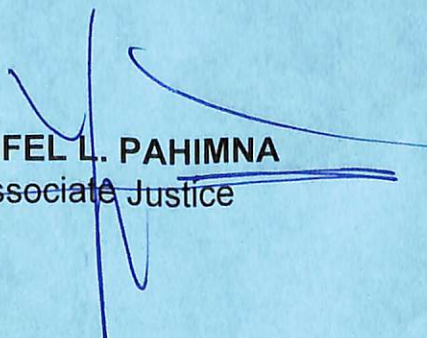
SO ORDERED.

Given in open court, this 12th day of February 2018.


OSCAR C. HERRERA, JR.
Chairperson
Associate Justice

We concur:


MICHAEL FREDERICK L. MUSNGI
Associate Justice


LORIFEL L. PAHIMNA
Associate Justice

ATTESTATION

I attest that the conclusions in the above decision were reached in consultation before the case was assigned to the writer of the opinion of the Court's Division.


OSCAR C. HERRERA, JR.
Chairperson
Second Division

CERTIFICATION

Pursuant to Article VIII, Section 13 of the Constitution and the Division Chairman's Attestation, it is hereby certified that the conclusions in the above decision were reached in consultation before the case was assigned to the writer of the opinion of the Court's Division.


AMPARO M. CABOTAJE TANG
Presiding Justice

