



REPUBLIC OF THE PHILIPPINES
SANDIGANBAYAN
Quezon City

Seventh Division

PEOPLE OF THE PHILIPPINES,
Plaintiff,

SB-16-CRM-0414 & 0415

- versus -

PRESENT:

WENCELITO TAN ANDANAR,
Accused.

GESMUNDO, *J, Chairperson*
 GOMEZ-ESTOESTA,
 TRESPESSES, *JJ.*

Promulgated:
November 9, 2016 *ijz*

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RESOLUTION

GESMUNDO, J.:

Before the Court is the prosecution's "COMPLIANCE with MOTION TO WITHDRAW INFORMATIONS" dated November 3, 2016 with attached copy of the Order of the Office of the Ombudsman in OMB-C-C-12-0186-E granting accused Andanar's *Ad Cautelam Motion for Reconsideration with Urgent Prayer to Withdraw CC: NO. SB 16 CRM0415.*

To recall, when these cases were filed in the Sandiganbayan, the prosecution was directed to inform the Court if accused filed a motion for reconsideration of the Resolution of the Office of the Ombudsman finding probable cause against him.¹ Since it turned out that the accused did file such a motion for reconsideration which was still unresolved at the time of the filing of the Informations, the Court suspended the proceedings pending resolution of said Motion for Reconsideration.²

Acting now on the prosecution's Motion to withdraw the Informations based on said Order of the Office of the Ombudsman approved by Ombudsman Conchita Carpio Morales on November 2, 2016, the Court finds merit in the reasons advanced by said Office in granting accused's motion for reconsideration for, indeed, upon a review of the Informations, the Resolution and Order of the Office of the Ombudsman and other

¹ Record, p. 88.
² *Id.*, p. 107

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documents submitted, the Court does not find probable cause for the issuance of a warrant of arrest against the accused.

WHEREFORE, the prosecution's motion to withdraw the Informations in SB-16-CRM-0414 and 0415 is **GRANTED** and the Informations in SB-16-CRM-0414 and 0415 are ordered **WITHDRAWN**. The Hold Departure Order dated July 18, 2016 is ordered **LIFTED**.

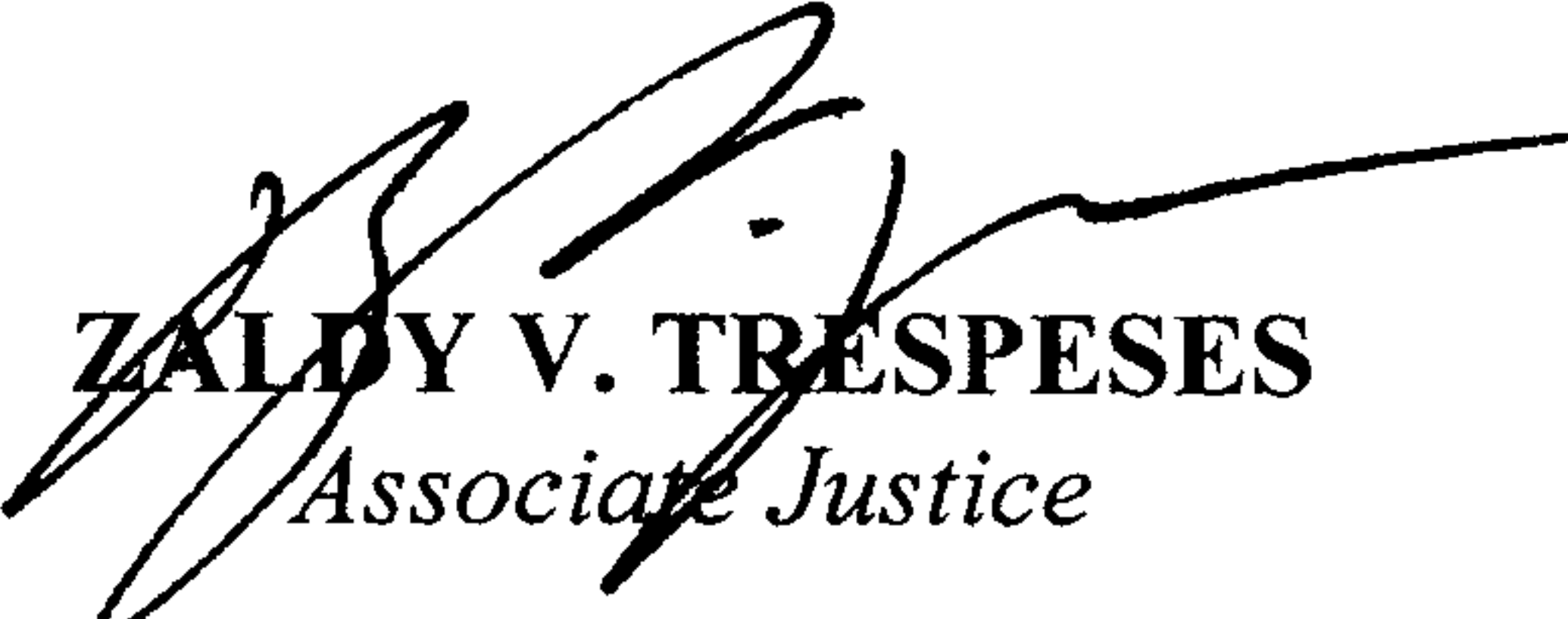
Furnish accused Andanar a copy of this Resolution.

SO ORDERED.


ALEXANDER G. GESMUNDO
Chairperson

WE CONCUR:


MA. THERESA DOLORES C. GOMEZ-ESTOESTA
Associate Justice


ZALDY V. TRESPESSES
Associate Justice