

REPUBLIC OF THE PHILIPPINES  
**Sandiganbayan**  
QUEZON CITY  
**SIXTH DIVISION**

**MINUTES of the Proceedings held on June 23, 2022**

**PRESENT:**

<b>Hon. SARAH JANE T. FERNANDEZ</b>	-	<b>Chairperson</b>
<b>Hon. KARL B. MIRANDA</b>	-	<b>Associate Justice</b>
<b>Hon. KEVIN NARCE B. VIVERO</b>	-	<b>Associate Justice</b>

The following resolution was adopted in the following case:

***Crim. Case No. 26027 and 26032 – PEOPLE VS. HILARION RAMOS, ET AL.***

This resolves the following:

- (1) ***Compliance***<sup>1</sup> filed by the prosecution on June 7, 2022; and,
- (2) ***Manifestation***<sup>2</sup> filed by Atty. Rens Gener P. Sese of the Public Attorney's Office, counsel of accused Venerando Azagra Nieva, on June 22, 2022.

The Court, in its ***Resolution*** dated March 29, 2022, noted the Certificate of Death of a certain Venerando Azagra Nieva that was filed by a certain Alberto A. Nieva, and directed the prosecution and Atty. Rens Gener Sese to confirm the fact of death of accused Nieva through a death certificate issued by the Philippine Statistics Authority (PSA).

In its ***Compliance***, the prosecution submitted the Certificate of Death of Venerando Azagra Nieva with Registry No. 2021- 4846, issued by the Philippine Statistics Authority (PSA) pursuant to the subpoena issued by the Office of the Special Prosecutor.

In his ***Manifestation***, Atty. Sese adopted the submission of the prosecution of the said PSA Death Certificate and prayed that the case against accused Nieva be dismissed, but erroneously referred to the accused as Alberto A. Nieva.

The PSA-issued Certificate of Death with Registry No. 2021-4846 shows that one VENERANDO AZAGRA NIEVA passed away on August 24, 2021. In view thereof, it appears that the death of accused VENERANDO AZAGRA NIEVA has been sufficiently established.

**WHEREFORE**, pursuant to Article 89 of the *Revised Penal Code*, the case against accused VENERANDO AZAGRA NIEVA is hereby ordered ***DISMISSED***, without prejudice to the filing of a separate civil action against his estate, should circumstances warrant.

The cash bond of accused VENERANDO AZAGRA NIEVA in the amount of Fifteen Thousand Pesos (Php15,000.00), as evidenced by Official Receipt No. 4514485 C dated June 19, 2017 issued by the Regional Trial Court in Zamboanga City, is hereby

<sup>1</sup> Dated June 6, 2022; Filed on June 7, 2022 through personal filing.

<sup>2</sup> Dated June 20, 2022; Filed on June 22, 2022 through electronic mail.

**ORDERED** released to Mr. Alberto A. Nieva, the bondsman named therein, or to his duly authorized representative, subject to the usual accounting and auditing procedures.

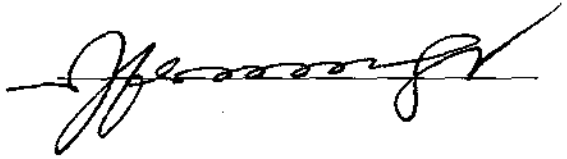
The **Hold Departure Order** dated May 30, 2000 issued against accused Venerando Azagra Nieva is hereby **LIFTED**.

Let a copy of this **Resolution** be furnished the Bureau of Immigration.

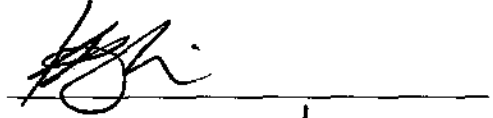
**SO ORDERED.**

**APPROVED:**

**FERNANDEZ, S.J., J., Chairperson**



**MIRANDA, J.**



**VIVERO, J.**

