



REPUBLIC OF THE PHILIPPINES
SUPREME COURT
Manila

SECOND DIVISION

NOTICE

Sirs/Mesdames:

*Please take notice that the Court, Second Division, issued a Resolution dated **07 September 2020** which reads as follows:*

“**G.R. No. 236452 (People of the Philippines v. Arnel Baylon y Miravelles @ “Bakos”)**. – After a judicious study of the case, the Court resolves to **DISMISS** the appeal¹ for failure to sufficiently show that the Court of Appeals (CA) committed any reversible error in the assailed Decision as to warrant the exercise of the Court’s appellate jurisdiction.

WHEREFORE, the Court **ADOPTS** the findings of fact and conclusions of law in the Decision² dated 27 June 2017 of the CA in CA-G.R. CR-HC No. 07957 and **AFFIRMS** the Decision finding Arnel Baylon y Miravelles @ “Bakos” (appellant) **GUILTY** beyond reasonable doubt of the crime of Rape with Homicide. Accordingly, appellant is sentenced to suffer the penalty of *reclusion perpetua*³ without eligibility of parole,⁴ and to pay the heirs of AAA⁵ the amounts: (a) ₱100,000.00 as civil indemnity; (b) ₱100,000.00 as moral damages; (c) ₱100,000.00 as exemplary damages; and (d) ₱50,000.00 as temperate damages. Moreover, all monetary awards shall earn an interest at the legal rate of six percent (6%) per annum from the date of finality of this Resolution until full payment.

¹ See Notice of Appeal dated 18 July 2017; *rollo*, pp. 21-23.

² Penned by Associate Justice Rodil V. Zalameda (now a Member of this Court), with Associate Justices Sesinando E. Villon and Ma. Luisa Quijano-Padilla, concurring; *id.* at 2-20.

³ See Section 2 of Republic Act No. 9346, entitled “AN ACT PROHIBITING THE IMPOSITION OF DEATH PENALTY IN THE PHILIPPINES,” approved on June 24, 2006.

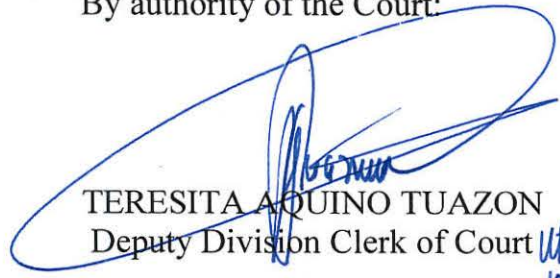
⁴ See Section 3 of Republic Act No. 9346. See also A.M. No. 15-08-02-SC entitled “GUIDELINES FOR THE PROPER USE OF THE PHRASE ‘WITHOUT ELIGIBILITY FOR PAROLE IN INDIVISIBLE PENALTIES,’” approved on August 4, 2015.

⁵ In accordance with Amended Administrative Circular No. 83-2015, the identities of the parties, records, and court proceedings are kept confidential by replacing their names and other personal circumstances with fictitious initials, and by blotting out the specific geographical location that may disclose the identities of the victims.

Proks

SO ORDERED.” (Inting, J., on official leave; Baltazar-Padilla, J., on leave.)

By authority of the Court:



TERESITA AQUINO TUAZON
Deputy Division Clerk of Court

15 OCT 2020

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Please notify the Court of any change in your address.
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