

MALACAÑANG
MANILA

BY THE PRESIDENT OF THE PHILIPPINES

ADMINISTRATIVE ORDER NO. 138

REPRIMANDING MR. FERNANDO Y. AMAT, PROVINCIAL FISCAL
OF AURORA PROVINCE IN HIS CAPACITY AS EX-OFFICIO
REGISTER OF DEEDS OF THE SAME PROVINCE.

This is an administrative case against Fernando Y. Amat, Provincial Fiscal and Ex-Officio Register of Deeds of Aurora Province filed by Atty. Aurea Aragon-Casiano for alleged gross ignorance of the law, inefficiency, incompetence, irregularity in the performance of official duties, dishonesty, conduct prejudicial to the best interest of the service, and violation of the Anti-Graft and Corrupt Practices Act.

Records show that, in a letter-complaint of January 17, 1985, filed with the National Land Titles and Deeds Registration Administration, Aurea Aragon-Casiano charged respondent fiscal with having connived, on March 18, 1982, with Notary Public Alexander T. Peñaranda in causing (1) the cancellation of Certificate of Title No. 760 in the name of Ladislao Aragon covering a parcel of land situated in Baler, Aurora, and (2) the issuance of new Transfer Certificates of Title Nos. T-9591, T-9592 and T-9593 in the names of Bonaparte Palispis, Isidro Aragon and Melecia Aragon, respectively, without requiring the presentation and surrender of the owner's duplicate of Certificate of Title No. 760, as required under Sections 41 and 53 of the Property Registration Decree. Respondent was also charged with having received P500.00 per lot in consideration of his favorable action.

In support thereof, complainant alleged that one of the basis for the cancellation of Certificate of Title No. 760 and the issuance of new titles were falsified documents of partition and sale. One of the partition documents was allegedly prepared by respondent Amat and Peñaranda.

On February 7, 1985, then Acting Land Registration Commissioner Oscar R. Victoriano required the respondent to reply to the charges. Respondent filed his Answer on February 26, 1985 wherein he admitted signing the new Transfer Certificates of Title without the owner's duplicate of Certificate of Title No. 760 being presented to him allegedly after being informed that the same was left in the Registry because it was "already torn to pieces". Respondent, however, denied having received any monetary consideration for the questioned transaction.

Thereafter, the Acting Land Registration Commissioner requested the Ministry (now Department) of Justice to undertake

0002-307-2000

WHEREFORE, Provincial Fiscal FERNANDO Y. AMAT, in his capacity as Ex-Officio Register of Deeds of Aurora Province, is hereby FINED in an amount equivalent to this SIX (6) MONTHS' salary as of the date of the filing of the instant complaint against him.

Done in the City of Manila, this 16th day of September , in the year of Our Lord, nineteen hundred and eighty-nine.

Prayon B. Aquino

By the President: .

Catalino Macaraig, Jr.
CATALINO MACARAIG, JR.
Executive Secretary