

REPUBLIC OF THE PHILIPPINES
Court of Tax Appeals
QUEZON CITY

SECOND DIVISION

PEOPLE OF THE PHILIPPINES,
Plaintiff,

C.T.A. CRIM. CASE NO. O-152

For: Violation of Section 255 in
relation to Secs. 253 (d) and
256 of the NIRC

- versus -

ABELARDO C. ESPIRITU &
ARMAND C. ESPIRITU,
Accused.

Members:

CASTAÑEDA, JR., Chairperson
UY, and
PALANCA-ENRIQUEZ, JJ.

Promulgated:

NOV 12 2009

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3:05 p.m.

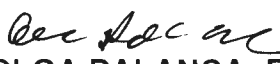
RESOLUTION

For failure of Assistant City Prosecutor Noemi J. Balitaan to comply, despite notice, with the Resolution dated October 6, 2009, requiring her to submit to this Court counter-affidavits of the accused and the records of the preliminary investigation, pursuant to Section 220 of the National Internal Revenue Code and Section 7 of Rule 112 of the Revised Rules on Criminal Procedure, as amended, the above-captioned case is hereby **DISMISSED**, without prejudice.

SO ORDERED.


JUANITO C. CASTAÑEDA, JR.
Associate Justice


ERLINDA P. UY
Associate Justice


OLGA PALANCA- ENRIQUEZ
Associate Justice

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