Original – Court, 1st Copy – Prosecutor, 2nd Copy – Accused, Other copies as needed

Enter information in block letters in all parts of the Form except when reserved for Court use, which shall be completed by the Clerk.

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| --- | --- |
| (Judicial Region)  METC/MTCC/MTC/MCTC Case No.  RTC         (Municipality/City/Province)  BRANCH | For Court Use Only |
| People of the Philippines , v.  ,  *Accused.* |
| ATTORNEY OR PARTY WITHOUT ATTORNEY  *Name* ­­­  *Firm Name*  *Address*  *Email Address*  *Tel./Cel./Fax Nos.*  *PTR No.*       *Date/Place of Issuance*  *Roll No.*       *Date/Place of Issuance*  *IBP No.*       *Lifetime* *Date/Chapter*  *MCLE* *Compliance* *Exemption No.*  *Other Compliances* ­­­­­­­­­  *Attorney for*  *Prosecution:* *Public Prosecutor* *Private Prosecutor*  *Defense:* *Public Attorney* *Private Counsel*  *Other* |

**ORDER OF DISMISSAL**

On      , the Court received the Information for      , which is governed by the Revised Rule on Summary Procedure.

The Court is tasked to determine whether probable cause exists to hold the accused       for trial.

The prosecution’s evidence consists of:       *(short summary of affidavits)*

The accused’s evidence consists of:       *(short summary of affidavits)*

The Court finds that:

It has no jurisdiction over the subject matter of the Information.

 There has been no compliance with the *barangay* conciliation requirement.

 There is no probable cause to hold the accused for trial.       *(state factual findings and legal conclusions)*

WHEREFORE, the case is DISMISSED.

The Court directs the immediate RELEASE from custody of the accused      , unless he is being held for some other lawful cause.

SO ORDERED.

     

Judge Date

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| --- | --- | --- | --- |
| Person’s Name | Method | Place Served | Date Served |
| Trial Prosecutor | Personal Service  Courier Service  Facsimile, Email, SMS |  |  |
| Counsel for Accused | Personal Service  Courier Service  Facsimile, Email, SMS |  |  |
| Private Complainant | Personal Service  Courier Service  Facsimile, Email, SMS |  |  |
| Accused | Personal Service  Courier Service  Facsimile, Email, SMS |  |  |
|  | Personal Service  Courier Service  Facsimile, Email, SMS |  |  |
|  | Personal Service  Courier Service  Facsimile, Email, SMS |  |  |

SPECIAL INSTRUCTIONS

*Outright Dismissal*

On the basis of the complaint and the affidavits and other evidence accompanying the same, the court may dismiss the case outright for being patently without basis or merit and order the release of the accused if in custody. (Section 12A, RRSP)

*Referral to Lupon*

Cases requiring referral to the Lupon for conciliation under the provisions of Presidential Decree No. 1508 where there is no showing of compliance with such requirement, shall be dismissed without prejudice and may be revived only after such requirement shall have been complied with.   This provision shall not apply to criminal cases where the accused was arrested without a warrant. (Rule 18, RSSP)