

## **Intervention in Summary Proceedings**

The word "and," whether it is used to connect words, phrases or full sentences, must be accepted as binding together and as relating to one another. [Commissioner of Internal Revenue vs Anete, G.R. No. 164153, January 21, 2010]

Under the rules on syntax, the conjunctive word "and" denotes a "joinder or union" of words, phrases, or clause; it is different from the disjunctive word "or" that signals disassociation or independence. However, a more important rule of statutory construction dictates that laws should be construed in a manner that avoids absurdity or unreasonableness.

[Microsoft vs Manansala, G.R. No. 166391, OCTOBER 21, 2015]

xxxxxxxxxxxxxxxxxxxx

## **NEW RULES regarding prohibited pleadings**

### **Section 2 (m), Rule II**

Section 1, Rule II. **Applicability of the regular rules.** The regular procedure prescribed in the Rules of Court shall apply to the cases covered by these Rules where no specific provision is found therein. It shall also apply in a suppletory manner even if there is a specific provision found in these Rules, but only in so far as not inconsistent. In case of inconsistency, these Rules shall prevail.

### **Section 2 (m), Rule II:**

Sec. 2. **Prohibited pleadings and motions.** - The following pleadings, motions, or petitions shall not be allowed in cases governed by these Rules:

xxx

*(m) Motion for and Complaint in Intervention*

## **OLD RULES ON PROHIBITED PLEADINGS**

### **Sec. 3. Pleadings. —**

A. **Pleadings allowed.** — The only pleadings allowed to be filed are the complaints, compulsory counterclaims and cross-claims<sup>1</sup> pleaded in the answer, and the answers thereto.

[Section 3, Rule II of the REVISED RULES ON SUMMARY PROCEDURE]

Sec. 19. **Prohibited pleadings and motions.** — The following pleadings, motions or petitions shall not be allowed in the cases covered by this Rule:

Sec. 19. **Prohibited pleadings and motions.** — The following pleadings, motions or petitions shall not be allowed in the cases covered by this Rule:

xxx

(k) Third party complaints,

(l) Interventions.

# Summary Of Proceedings 27th Meeting 1994

**Yijin Wang**



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