

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]

xxxxxxxxxxxxxxxxxx

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-claims¹ 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

R Bogdan



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