

[ADMINISTRATIVE ORDER NO. 107, January 18, 1989]

**IMPOSING THE PENALTY OF SUSPENSION FROM OFFICE ON
PROVINCIAL FISCAL AQUILES P. NARAJOS OF KIDAPAWAN,
COTABATO, FOR A PERIOD OF ONE (1) MONTH WITHOUT PAY**

This refers to the memorandum of the Secretary of Justice, dated September 22, 1988, recommending that Provincial Fiscal Aquiles P. Narajos of Kidapawan, Cotabato, be "suspended from the service for a period of one (1) month without pay with an admonition that matters referred to him by this Department should be attended to more expeditiously to avoid delay in the administration of justice."

Records show that, in a 1st indorsement of February 24, 1984, the Chief State Prosecutor referred to Provincial Fiscal Narajos for his consideration the letter, dated February 1, 1984, of Mr. Rogelio T. Tano, one of the respondents in Criminal Case No. 1817 for multiple murder and frustrated murder, entitled "People vs. Rogelio Tano, et al.", which emanated from the Municipal Circuit Trial Court of Makilala-Talunan, Makilala, North Cotabato, requesting that a state or special prosecutor be designated to investigate his case. Fiscal Narajos was directed to comment thereon, informing Mr. Tano thereof, within five (5) days from receipt of said indorsement. Despite the lapse of some time, Mr. Tano failed to receive any action or information relative to his request. He thus reiterated his request to the Ministry of Justice in a letter of November 9, 1984. The Department (then Ministry) of Justice, in a 1st Tracer, dated December 5, 1984, directed Fiscal Narajos to immediately comply with its directive contained in its aforesaid 1st indorsement of February 24, 1984. Again, Fiscal Narajos failed to comply with the instruction, which prompted Mr. Tano to write anew to the then Minister of Justice regarding his request on October 1, 1986. The Chief State Prosecutor again referred the matter to Fiscal Narajos, thus:

"Respectfully referred to the Provincial Fiscal, Kidapawan, North Cotabato, the within letter dated September 9, 1986 of Mr. Rogelio T. Tano, for his immediate consideration, comment and report thereon within five (5) days from receipt thereof, furnishing writer a copy thereof. Your attention is invited to our 1st Indorsement dated February 24, 1984, and First Tracer dated December 5, 1984, of which no compliance thereto has been made. Compliance herewith is hereby enjoined under pain of administrative sanction."

Then again, in a letter of June 17, 1987, Fiscal Narajos was directed by the Chief State Prosecutor to conduct an investigation of the criminal complaint for multiple murder and frustrated murder against Mr. Tano, et al., to inform his (Chief Prosecutor's) office if the case has been forwarded to his Office by the Municipal Circuit Court of Makilala-Talunan, and to submit his comment and report within five (5) days from receipt thereof.