

**[ ADMINISTRATIVE ORDER NO. 18, August 15, 1966 ]**

**REMOVING MR. GEMINIANO G. BELOSO FROM OFFICE AS FIRST ASSISTANT PROVINCIAL FISCAL OF BATANGAS**

This is an administrative proceeding instituted by the defunct Presidential Committee on Administration Performance Efficiency (PCAPE) against First Assistant Provincial Fiscal Geminiano G. Beloso of Batangas for dishonesty, abuse of authority, gross misbehavior, serious misconduct and malfeasance in office.

In the main, respondent is charged with having illegally disposed of untaxed blue seal cigarettes which were apprehended by police agencies and were under his custody as exhibits in various criminal cases being prosecuted by him in court.

From a careful review of the evidence on record, it appears that during the anti-smuggling campaign of the Philippine Constabulary command in the province of Batangas in 1962 untaxed cigarettes of various brands were turned over to the office of the Provincial Fiscal of Batangas. These cigarettes were to be used as evidence against the person found in possession thereof in violation of Section 174 of the National Internal Revenue Code.

Lieutenant Colonel Angel Palomares, then PC provincial commander of Batangas, testified during the investigation that he turned over the apprehended or confiscated untaxed blue seal cigarettes to the Office of the Provincial Fiscal of Batangas; that respondent, at that time Acting Provincial Fiscal, was not available in his office on certain occasions when the turnover was effected, but in such instances, Sixto Casao, property clerk of the fiscal's office, received the cigarettes which were thereafter turned over to respondent.

From respondent's own testimony, the following were delivered to his office by the PC:

Aug. 27/62	- 211 cases and 34 cartons Old Gold	Case No. 513
Aug. 1/62	- 30 cartons Union	Case No. 479
Aug. 15/62	- 200 cartons Old Gold	Case No. 501
July 23/62	- 571 cartons Old Gold turned over to the BIR	Case No. 504
Aug. 30/62	- 94 cartons & 20 packages Union	Case No. 512
Sept. 10/62	- 27 cases Union	Case No. 516
Sept. 7/62	- 5 cases Old Gold & 1 case Union	Case No. 508
Aug. 13/62	- 140 cartons found abandoned in BTRCo. Bus No. 400	No case
Sept. about the end	- 6 cases Old Gold found abandoned along the shore of Batangas Lake	No case

(Exh. 3.)