



REPUBLIC OF THE PHILIPPINES  
SUPREME COURT  
Manila

SECOND DIVISION

**NOTICE**

Sirs/Mesdames:

*Please take notice that the Court, Second Division, issued a Resolution dated 27 January 2021 which reads as follows:*

“A.M. No. RTJ-21-2609 [Formerly OCA IPI No. 17-4699-RTJ] (Tan Tiong Bio a.k.a. ‘Henry Tan’ v. Hon. Bibiano G. Colasito, Presiding Judge, Regional Trial Court of Manila, Branch 50). – The Court resolves to **NOTE** the (a) complaint<sup>1</sup> dated April 26, 2017 of Tan Tiong Bio a.k.a ‘Henry Tan’ (complainant), against Presiding Judge Bibiano G. Colasito, Regional Trial Court (RTC), Manila, Branch 50 (respondent Judge); (b) comment<sup>2</sup> dated August 18, 2017 of respondent Judge; (c) reply-affidavit<sup>3</sup> dated September 7, 2017 of complainant; and (d) rejoinder<sup>4</sup> dated September 26, 2017 of respondent Judge.

The Court further **RESOLVES** to **ADOPT** and **APPROVE** the findings of fact, conclusions of law, and recommendation of the Office of the Court Administrator in the attached Report and Recommendation<sup>5</sup> dated August 14, 2020. Accordingly, (a) the administrative complaint against respondent Judge is **RE-DOCKETED** as a regular administrative matter; and (b) respondent is found **GUILTY** of Undue Delay in resolving the Motion for Issuance of Writ of Demolition<sup>6</sup> and Motion to Expunge the Motion for Reconsideration<sup>7</sup> in Civil Case No. 98-91253, and is **ADMONISHED** with a **STERN WARNING** that a repetition of the same or similar offense shall be dealt with more severely.<sup>8</sup>

It is settled that judges have the duty to administer justice without delay. As a frontline official of the Judiciary, a trial judge should, at all times, maintain professional competence and observe the high standards of public service and fidelity. His dedication to duty is the least he could do to sustain the public’s trust and confidence not only in him but more importantly in the institution he represents.<sup>9</sup> Nevertheless, considering the absence of bad faith or malice on the part of respondent Judge, and the lack of any record of previous administrative

<sup>1</sup> Rollo, pp. 1-10.

<sup>2</sup> Id. at 81-105.

<sup>3</sup> Id. at 231-246.

<sup>4</sup> Id. at 262-275.

<sup>5</sup> Id. at 306-318.

<sup>6</sup> Id. at 115-119.

<sup>7</sup> Id. at 207-213.

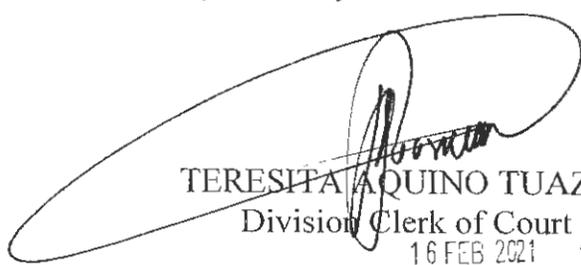
<sup>8</sup> Id. at 317-318.

<sup>9</sup> See *Rapsing v. Walse-Lutero*, 808 Phil. 389-407 (2017).

sanctions against him, it is proper to only admonish respondent Judge for his failure to act promptly on complainant's motions.<sup>10</sup>

SO ORDERED. (Lopez, J., J., designated additional member per Special Order No. 2813 dated January 26, 2021)."

By authority of the Court:



TERESITA AQUINO TUAZON  
Division Clerk of Court  
16 FEB 2021

COURT ADMINISTRATOR

Hon. Jose Midas P. Marquez (x)

DEPUTY COURT ADMINISTRATOR

Hon. Raul B. Villanueva (x)

Hon. Jenny Lind Aldecoa-Delorino (x)

Hon. Leo T. Madrazo (x)

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Docket & Clearance Division (x)

Office of Administrative Services (x)

Office of the Court Administrator

Supreme Court, Manila

\*TAN TIONG BIO a.k.a. "HENRY TAN" (reg)

Complainant

Unit 1703, Tower C, Gotesco Regency

Twin Towers Condominium

1129 Natividad A. Lopez St.

Ermita, Manila

\*HON. BIBIANO G. COLASITO (reg)

Presiding Judge

Respondent

Regional Trial Court, Branch 50

1000 Manila

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JUDICIAL AND BAR COUNCIL SECRETARIAT (x)

Supreme Court, Manila

\*with copy of Report & Recommendation dated 14 August 2020

*Please notify the Court of any change in your address.*

AM No. RTJ-21-2609. 1/27/2021(100)URES

<sup>10</sup> *Rollo*, p. 317.