

CHAPTER 07

[THE 2002 REVISED MANUAL OF CLERKS OF COURT, March 08, 2002]

B. JURISDICTION

1. Original Jurisdiction

1.1. Civil Cases

Sec. 33 of Batas Blg. 129, as amended by Rep. Act No. 7691, provides that Metropolitan Trial Courts, Municipal Trial Courts and Municipal Circuit Trial Courts shall exercise exclusive original jurisdiction in the following cases:

1.1.1. Civil actions and probate proceedings, testate and intestate, including the grant of provisional remedies in proper cases, where the value of the personal property, estate or amount of the demand does not exceed One hundred thousand pesos (P100,000.00) or, in Metro Manila where personal property, estate, or amount of the demand does not exceed Two hundred thousand pesos (P200,000.00), exclusive of interest, damages of whatever kind, attorney's fees, litigation expenses, and costs, the amount of which must be specifically alleged; Provided, That interest, damages of whatever kind, attorney's fees, litigation expenses, and costs shall be included in the determination of the filing fees; Provided, further, That where there are several claims or causes of actions between the same or different parties, embodied in the same complaint, the amount of the demand shall be the totality of the claims in all the causes of action, irrespective of whether the causes or action arose out of the same or different transactions.^[1]

1.1.2. Cases of forcible entry and unlawful detainer: Provided, That when in such cases, the defendant raises the question of ownership in his pleadings and the question of possession cannot be resolved without deciding the issue of ownership, the issue of ownership shall be resolved only to determine the issue of possession; and

1.1.3. Civil actions which involve title to, or possession of, real property, or any interest therein where the assessed value of the property or interest therein does not exceed Twenty thousand pesos (P20,000.00) or, in civil actions in Metro Manila, where such assessed value does not exceed Fifty thousand pesos (P50,000.00) exclusive of interest, damages of whatever kind, attorney's fees, litigation expenses and costs; Provided, That in cases of land not declared for taxation purposes, the value of such property shall be determined by the assessed value of the adjacent lots.

1.2. Criminal Cases

Sec. 32 of Batas Blg. 129, as amended by Rep. Act No. 7691, provides that except

Manual For Clerks Of Court

Daniel F McAuley



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Manual For Clerks Of Court Book Review: Unveiling the Power of Words

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Table of Contents Manual For Clerks Of Court

1. Understanding the eBook Manual For Clerks Of Court
 - The Rise of Digital Reading Manual For Clerks Of Court
 - Advantages of eBooks Over Traditional Books
2. Identifying Manual For Clerks Of Court
 - Exploring Different Genres
 - Considering Fiction vs. Non-Fiction
 - Determining Your Reading Goals
3. Choosing the Right eBook Platform
 - Popular eBook Platforms
 - Features to Look for in an Manual For Clerks Of Court
 - User-Friendly Interface
4. Exploring eBook Recommendations from Manual For Clerks Of Court
 - Personalized Recommendations
 - Manual For Clerks Of Court User Reviews and Ratings
 - Manual For Clerks Of Court and Bestseller Lists

5. Accessing Manual For Clerks Of Court Free and Paid eBooks
 - Manual For Clerks Of Court Public Domain eBooks
 - Manual For Clerks Of Court eBook Subscription Services
 - Manual For Clerks Of Court Budget-Friendly Options
6. Navigating Manual For Clerks Of Court eBook Formats
 - ePub, PDF, MOBI, and More
 - Manual For Clerks Of Court Compatibility with Devices
 - Manual For Clerks Of Court Enhanced eBook Features
7. Enhancing Your Reading Experience
 - Adjustable Fonts and Text Sizes of Manual For Clerks Of Court
 - Highlighting and Note-Taking Manual For Clerks Of Court
 - Interactive Elements Manual For Clerks Of Court
8. Staying Engaged with Manual For Clerks Of Court
 - Joining Online Reading Communities
 - Participating in Virtual Book Clubs
 - Following Authors and Publishers Manual For Clerks Of Court
9. Balancing eBooks and Physical Books Manual For Clerks Of Court
 - Benefits of a Digital Library
 - Creating a Diverse Reading Collection Manual For Clerks Of Court
10. Overcoming Reading Challenges
 - Dealing with Digital Eye Strain
 - Minimizing Distractions
 - Managing Screen Time
11. Cultivating a Reading Routine Manual For Clerks Of Court
 - Setting Reading Goals Manual For Clerks Of Court
 - Carving Out Dedicated Reading Time
12. Sourcing Reliable Information of Manual For Clerks Of Court
 - Fact-Checking eBook Content of Manual For Clerks Of Court
 - Distinguishing Credible Sources
13. Promoting Lifelong Learning

- Utilizing eBooks for Skill Development
- Exploring Educational eBooks

14. Embracing eBook Trends

- Integration of Multimedia Elements
- Interactive and Gamified eBooks

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