

**COMMENTARIES**

**PATERNITY**

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**LEGITIMATE PATERNITY<sup>1</sup>**

**198 On the restitution of sums paid for  
child support: be warned of the results  
of contesting paternity!**

The declarative effect appertaining to the judgment accepting a contestation of legitimate paternity has retroactively obviated the obligation for child support that was the burden of the first husband of the mother, inasmuch as the



Civil Code) who equally and necessarily benefited, from that date, from the contributions made, must be held to make restitution upon conditions that will be elaborated upon later.

In this regard, the following should be considered:

- That between

**NOTE:** On a first reading the appellate decision



Supreme Court ruled on the underlying  
appellate decision given in 1184 in  
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