

**SECRETARÍA** del Juzgado Promiscuo Municipal de Santa Bárbara de Pinto –Magdalena, 25 de mayo de 2022.

Al Despacho del señor Juez para informarle que el término de traslado del reliquidación del crédito venció. Provea.

  
MARÍA LAURA CALDERÓN SANJUÁN  
SECRETARIA



**REPÚBLICA DE COLOMBIA**  
**RAMA JUDICIAL DEL PODER PÚBLICO**  
**JUZGADO PROMISCOU MUNICIPAL**  
**DE SANTA BÁRBARA DE PINTO –MAGDALENA**

Santa Marta, veintiséis (26) de mayo de dos mil veintidós (2022).

REFERENCIA: EJECUTIVO DE MINIMA CUANTIA  
DEMANDANTE: BANCO AGRARIO DE COLOMBIA S.A  
DEMANDADO: ELIO NAFER ALFARO DIAZ  
RADICADO: 2015-00001-00

Vencido el término de traslado de la reliquidación del crédito presentada por el apoderado de la parte actora, ingresa al despacho las presentes diligencias a efectos de revisar la misma para su eventual aprobación.

Sería el caso entrar a declarar en firme esta reliquidación, sino es porque se observa que la misma no se realizó conforme a derecho, toda vez que no se tuvo en cuenta las fluctuaciones de que trata la Ley 510 de 1999, según certificación de la Superintendencia Bancaria.

Así mismo se le indica al ejecutante que la liquidación de costas no es un acto que corresponda realizar a las partes del litigio, debido a que taxativamente la norma procedimental (art. 366 del C. G. del P.), establece que estas deben ser relocalizadas porel secretario del Juzgado y posterior aprobación del Juez.

En consecuencia, a lo antes expuesto el Juzgado procederá a modificar la reliquidación del crédito y esta quedará de la siguiente manera:

**RELIQUIDACION DE CRÉDITO INTERESES MORATORIOS PAGARE No 1:**

| CAPITAL   | FECHA DE INICIO | FECHA DE TERMINACION | No. DIAS | INTERES ANUAL | INTERES MORA ANUAL EFECTIVA | INTERES MORA ANUAL NOMINAL | INTERES MORA MENSUAL NOMINAL | INTERESES MENSUALES | ABONOS | SALDO INTERESES | INTERES MORA MENSUAL |
|-----------|-----------------|----------------------|----------|---------------|-----------------------------|----------------------------|------------------------------|---------------------|--------|-----------------|----------------------|
|           |                 |                      |          |               |                             |                            |                              |                     |        |                 |                      |
| 5.928.684 | 1-jun-17        | 30-jun-17            | 30       | 22,33%        | 33,50%                      | 29,24%                     | 2,44%                        | \$144.660           |        | \$ 144.660      | 2,79%                |
| 5.928.684 | 1-jul-17        | 31-jul-17            | 31       | 21,98%        | 32,97%                      | 28,84%                     | 2,40%                        | \$147.031           |        | \$ 291.691      | 2,75%                |
| 5.928.684 | 1-ago-17        | 31-ago-17            | 31       | 21,98%        | 32,97%                      | 28,84%                     | 2,40%                        | \$147.031           |        | \$ 438.722      | 2,75%                |

|           |          |           |    |        |        |        |       |           |  |              |       |
|-----------|----------|-----------|----|--------|--------|--------|-------|-----------|--|--------------|-------|
| 5.928.684 | 1-sep-17 | 30-sep-17 | 30 | 21,48% | 32,22% | 28,26% | 2,35% | \$139.324 |  | \$ 578.046   | 2,69% |
| 5.928.684 | 1-oct-17 | 31-oct-17 | 31 | 21,15% | 31,73% | 27,87% | 2,32% | \$142.130 |  | \$ 720.176   | 2,64% |
| 5.928.684 | 1-nov-17 | 30-nov-17 | 30 | 20,96% | 31,44% | 27,65% | 2,30% | \$136.360 |  | \$ 856.536   | 2,62% |
| 5.928.684 | 1-dic-17 | 31-dic-17 | 31 | 20,77% | 31,16% | 27,43% | 2,29% | \$140.292 |  | \$ 996.828   | 2,60% |
| 5.928.684 | 1-ene-18 | 31-ene-18 | 31 | 20,69% | 31,04% | 27,34% | 2,28% | \$139.680 |  | \$ 1.136.508 | 2,59% |
| 5.928.684 | 1-feb-18 | 28-feb-18 | 28 | 21,01% | 31,52% | 27,71% | 2,31% | \$127.822 |  | \$ 1.264.330 | 2,63% |
| 5.928.684 | 1-mar-18 | 31-mar-18 | 31 | 20,68% | 31,02% | 27,32% | 2,28% | \$139.680 |  | \$ 1.404.010 | 2,59% |
| 5.928.684 | 1-abr-18 | 30-abr-18 | 30 | 20,48% | 30,72% | 27,09% | 2,26% | \$133.988 |  | \$ 1.537.998 | 2,56% |
| 5.928.684 | 1-may-18 | 31-may-18 | 31 | 20,44% | 30,66% | 27,04% | 2,25% | \$137.842 |  | \$ 1.675.840 | 2,56% |
| 5.928.684 | 1-jun-18 | 30-jun-18 | 30 | 20,28% | 30,42% | 26,86% | 2,24% | \$132.803 |  | \$ 1.808.643 | 2,54% |
| 5.928.684 | 1-jul-18 | 31-jul-18 | 31 | 20,03% | 30,05% | 26,56% | 2,21% | \$135.391 |  | \$ 1.944.034 | 2,50% |
| 5.928.684 | 1-ago-18 | 31-ago-18 | 31 | 19,94% | 29,91% | 26,45% | 2,20% | \$134.779 |  | \$ 2.078.813 | 2,49% |
| 5.928.684 | 1-sep-18 | 30-sep-18 | 30 | 19,81% | 29,72% | 26,30% | 2,19% | \$129.838 |  | \$ 2.208.651 | 2,48% |
| 5.928.684 | 1-oct-18 | 31-oct-18 | 31 | 19,63% | 29,45% | 26,09% | 2,17% | \$132.941 |  | \$ 2.341.592 | 2,45% |
| 5.928.684 | 1-nov-18 | 30-nov-18 | 30 | 19,49% | 29,24% | 25,92% | 2,16% | \$128.060 |  | \$ 2.469.652 | 2,44% |
| 5.928.684 | 1-dic-18 | 31-dic-18 | 31 | 19,40% | 29,10% | 25,82% | 2,15% | \$131.716 |  | \$ 2.601.368 | 2,43% |
| 5.928.684 | 1-ene-19 | 31-ene-19 | 31 | 19,16% | 28,74% | 25,53% | 2,13% | \$130.490 |  | \$ 2.731.858 | 2,40% |
| 5.928.684 | 1-feb-19 | 28-feb-19 | 28 | 19,70% | 29,55% | 26,17% | 2,18% | \$120.629 |  | \$ 2.852.487 | 2,46% |
| 5.928.684 | 1-mar-19 | 30-mar-19 | 30 | 19,37% | 29,06% | 25,78% | 2,15% | \$127.467 |  | \$ 2.979.954 | 2,42% |
| 5.928.684 | 1-abr-19 | 30-abr-19 | 30 | 19,32% | 28,98% | 25,72% | 2,14% | \$126.874 |  | \$ 3.106.828 | 2,42% |
| 5.928.684 | 1-may-19 | 31-may-19 | 31 | 19,34% | 29,01% | 25,74% | 2,15% | \$131.716 |  | \$ 3.238.544 | 2,42% |
| 5.928.684 | 1-jun-19 | 30-jun-19 | 30 | 19,30% | 28,95% | 25,70% | 2,14% | \$126.874 |  | \$ 3.365.418 | 2,41% |
| 5.928.684 | 1-jul-19 | 31-jul-19 | 31 | 19,28% | 28,92% | 25,67% | 2,14% | \$131.103 |  | \$ 3.496.521 | 2,41% |
| 5.928.684 | 1-ago-19 | 31-ago-19 | 31 | 19,32% | 28,98% | 25,72% | 2,14% | \$131.103 |  | \$ 3.627.624 | 2,42% |
| 5.928.684 | 1-sep-19 | 30-sep-19 | 30 | 19,32% | 28,98% | 25,72% | 2,14% | \$126.874 |  | \$ 3.754.498 | 2,42% |
| 5.928.684 | 1-oct-19 | 31-oct-19 | 31 | 19,10% | 28,65% | 25,46% | 2,12% | \$129.878 |  | \$ 3.884.376 | 2,39% |
| 5.928.684 | 1-nov-19 | 30-nov-19 | 30 | 19,03% | 28,55% | 25,38% | 2,11% | \$125.095 |  | \$ 4.009.471 | 2,38% |
| 5.928.684 | 1-dic-19 | 31-dic-19 | 31 | 18,91% | 28,37% | 25,23% | 2,10% | \$128.652 |  | \$ 4.138.123 | 2,36% |
| 5.928.684 | 1-ene-20 | 31-ene-20 | 31 | 18,77% | 28,16% | 25,07% | 2,09% | \$128.040 |  | \$ 4.266.163 | 2,35% |
| 5.928.684 | 1-feb-20 | 29-feb-20 | 29 | 19,06% | 28,59% | 25,41% | 2,12% | \$121.498 |  | \$ 4.387.661 | 2,38% |
| 5.928.684 | 1-mar-20 | 31-mar-20 | 31 | 18,95% | 28,43% | 25,28% | 2,11% | \$129.265 |  | \$ 4.516.926 | 2,37% |
| 5.928.684 | 1-abr-20 | 30-abr-20 | 30 | 18,96% | 28,44% | 25,29% | 2,11% | \$125.095 |  | \$ 4.642.021 | 2,37% |
| 5.928.684 | 1-may-20 | 31-may-20 | 31 | 18,19% | 27,29% | 24,37% | 2,03% | \$124.364 |  | \$ 4.766.385 | 2,27% |
| 5.928.684 | 1-jun-20 | 30-jun-20 | 30 | 18,12% | 27,18% | 24,29% | 2,02% | \$119.759 |  | \$ 4.886.144 | 2,27% |
| 5.928.684 | 1-jul-20 | 31-jul-20 | 31 | 18,12% | 27,18% | 24,29% | 2,02% | \$123.751 |  | \$ 5.009.895 | 2,27% |
| 5.928.684 | 1-ago-20 | 31-ago-20 | 31 | 18,29% | 27,44% | 24,49% | 2,04% | \$124.977 |  | \$ 5.134.872 | 2,29% |
| 5.928.684 | 1-sep-20 | 30-sep-20 | 30 | 18,35% | 27,53% | 24,56% | 2,05% | \$121.538 |  | \$ 5.256.410 | 2,29% |
| 5.928.684 | 1-oct-20 | 31-oct-20 | 31 | 18,09% | 27,14% | 24,25% | 2,02% | \$123.751 |  | \$ 5.380.161 | 2,26% |
| 5.928.684 | 1-nov-20 | 30-nov-20 | 30 | 17,84% | 26,76% | 23,95% | 2,00% | \$118.574 |  | \$ 5.498.735 | 2,23% |
| 5.928.684 | 1-dic-20 | 31-dic-20 | 31 | 17,46% | 26,19% | 23,49% | 1,96% | \$120.076 |  | \$ 5.618.811 | 2,18% |
| 5.928.684 | 1-ene-21 | 31-ene-21 | 31 | 17,32% | 25,98% | 23,32% | 1,94% | \$118.850 |  | \$ 5.737.661 | 2,17% |

|           |          |          |   |        |        |        |       |          |  |              |       |
|-----------|----------|----------|---|--------|--------|--------|-------|----------|--|--------------|-------|
| 5.928.684 | 1-feb-21 | 8-feb-21 | 8 | 17,54% | 26,31% | 23,59% | 1,97% | \$31.145 |  | \$ 5.768.806 | 2,19% |
|-----------|----------|----------|---|--------|--------|--------|-------|----------|--|--------------|-------|

|                                                                                                                                                                    |              |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| CAPITAL                                                                                                                                                            | \$5.928.684  |
| INTERESES DE MORA LIQUIDADOS DESDE EL 01 DE JUNIO 2017 HASTA EL 08 DE FEBRERO DE 2021 A LA TASA QUE PARA EL EFECTO FIJA LA SUPERINTENDENCIA FINANCIERA DE COLOMBIA | \$5.768.806  |
| TOTAL CAPITAL E INTERESES                                                                                                                                          | \$11.697.490 |

|                                                 |                  |
|-------------------------------------------------|------------------|
| TOTAL ULTIMA RELIQUIDACION DEL CREDITO APROBADA | \$ 12.457.357.00 |
| TOTAL RELIQUIDACION DEL CREDITO INTERES DE MORA | \$ 5.768.806.00  |
|                                                 | \$ 18.226.163.00 |

TOTAL RELIQUIDACION DEL CREDITO : SON DIECIOCHO MILLONES DOSCIENTOS VEINTISEIS MIL CIENTO SESENTA Y TRES PESOS M/CTE. ( \$ 18.226.163.00 ).

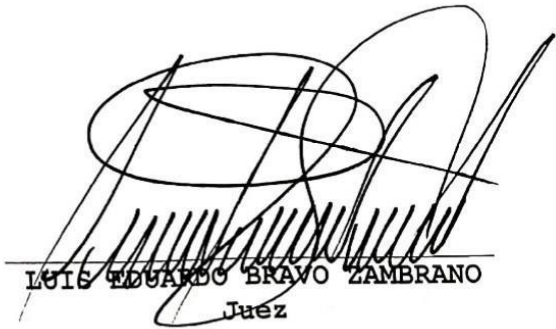
En mérito de lo expuesto, el Juzgado Promiscuo Municipal de Santa Bárbara de Pinto –Magdalena,

RESUELVE:

PRIMERO: MODIFICAR la reliquidación del crédito, presentada por la parte actora.

SEGUNDO: DECLARAR en firme la reliquidación del crédito practicada por secretaria de conformidad a lo ya esbozado en la parte motiva de este proveído, y de conformidad a lo consagrado en el dispositivo 446 del C. G. del P.

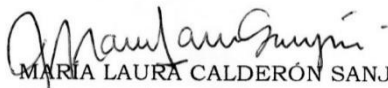
NOTIFÍQUESE Y CÚMPLASE

  
LUIS EDUARDO BRAVO ZAMBRANO  
Juez

**JUZGADO PROMISCOU MUNICIPAL**  
**NOTIFICACION POR ESTADO**

El auto anterior fechado: 26 DE MAYO/2022  
Se notifica a las partes por anotación en el ESTADO No. 031  
FIJADO en la Secretaría HOY a las 8.00. A.M.

Santa Bárbara de Pinto - Magdalena, 27 DE MAYO DE 2022

Secretaria:   
MARIA LAURA CALDERÓN SANJUÁN